



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 21 जुलाई, 1984/30 आषाढ़, 1906

[संख्या 29]

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21 जुलाई, 1984/30 आषाढ़, 1906 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं :-

विज्ञप्ति की संख्या	विभाग का नाम	विषय
—	Directorate of State Lotteries	Result of 27th draw of "Golden Weekly" held at Shimla on 13th July, 1984.
No. 3-23/82-Eln, dated the 20th July, 1984.	Election Department	Republishing the Election Commission of India's Notifications No. 480/84 and 480/3/84 both dated 20th July, 1984 together with their Hindi version and Notice of Secretary General, Lok Sabha and Returning Officer for Vice-Presidential Election dated the 20th July, 1984 along with its Hindi version.

भाग 1-बंधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि
हिमाचल प्रदेश हाई कोर्ट
Shimla-171001, the 28th June, 1984

NOTIFICATIONS

Shimla-1, the 27th June, 1984

No. HHC/GAZ/14-52/74-Vol. II-7893.—Consequent upon the appointments of S/Shri Surjit Singh and Janeshwar Goel to the Cadre of Himachal Pradesh Higher Judicial Service, on *ad hoc* basis, the Hon'ble Chief Justice and the Judges are pleased to order the following transfers and postings in the public interest with immediate effect:—

1. Shri Rameshwar Sharma, Senior Sub-Judge-cum-Chief Judicial Magistrate, Kullu is transferred and posted as such at Shimla *vice* Shri Surjit Singh promoted to the Cadre of Himachal Pradesh Higher Judicial Service.
2. Shri T. N. Vaidya, Senior Sub-Judge-cum-Chief Judicial Magistrate, Chamba is transferred and posted as such at Bilaspur *vice* Shri Janeshwar Goel promoted to the Cadre of Himachal Pradesh Higher Judicial Service.
3. Shri J. S. Tomar, Sub-Judge-cum-Judicial Magistrate, Dalhousie is transferred and posted as Senior Sub-Judge-cum-Chief Judicial Magistrate, Chamba *vice* No. 2 above.
4. Shri K. C. Negi, Sub-Judge-cum-Judicial Magistrate, Chopal is transferred and posted as Senior Sub-Judge-cum-Chief Judicial Magistrate, Kullu *vice* No. 1 above.
5. Shri J. N. Barowalia, Sub-Judge-cum-Judicial Magistrate, Dehra is transferred and posted as Senior Sub-Judge-cum-Chief Judicial Magistrate, Lahaul-Spiti as Kullu against a vacant post.
6. Shri J. L. Chauhan, Sub-Judge-cum-Judicial Magistrate, Jogindernagar is transferred and posted as such at Dehra *vice* No. 5 above.

Shimla-171001, the 27th June, 1984

No. HHC/GAZ/14-53/74-II-7882.—Consequent upon the appointments on promotion of S/Shri Surjit Singh and Janeshwar Goel to the Cadre of Himachal Pradesh Higher Judicial Service on *ad hoc* basis *vide* Himachal Pradesh Government notification No. 1-22/71-Home (B)-Judicial III, dated the 20th June, 1984, Hon'ble the Chief Justice and Judges are pleased to order the following transfers and postings in the public interest with immediate effect:—

1. Shri O. P. Sharma, Additional District and Sessions Judge (II) (Special Judge Forest Cases) is transferred and posted as Additional District and Sessions Judge (I), Kangra at Dharamshala against a vacant post.
2. Shri Surjit Singh, Senior Sub-Judge-cum-Chief Judicial Magistrate, Shimla on his having been promoted and appointed to the Cadre of Himachal Pradesh Higher Judicial Service on *ad hoc* basis is posted as Additional District and Sessions Judge (II), (Special Judge Forest Cases), Shimla *vice* No. 1 above.
3. Shri Janeshwar Goel, Senior Sub-Judge-cum-Chief Judicial Magistrate, Bilaspur on his having been promoted and appointed to the Cadre of Himachal Pradesh, Higher Judicial Service or *ad hoc* basis is transferred and posted as Additional District and Sessions Judge, Mandi against a vacant post.

No. HHC/GAZ/14-56/75-8018.—The Hon'ble the Chief Justice has been pleased to certify that the posts of District & Sessions Judges, Additional District & Sessions Judges on the cadre of Himachal Pradesh Higher Judicial Service and the ex-cadre post of Additional District Judge, Dharamshala are higher posts involving the assumption of duties and responsibilities of greater importance than those attaching to the post of Senior Sub-Judge-cum-Chief Judicial Magistrates of the cadre of H. P. Judicial Service, irrespective of the fact whether the latter post is held by the member in the time scale or that in the selection grade.

This certificate is issued in accordance with the provisions contained under F. R. 22 (a) (i). It will apply to all the previous as well as future cases of fixation of pay of members of H. P. Higher Judicial Service.

Shimla-171001, the 30th June, 1984

No. HHC/GAZ/14-150/83-8158.—The Hon'ble the Chief Justice and Judges are pleased to grant 10 days earned leave with effect from 4-7-1984 to 13-7-1984 with permission to suffix holidays falling on 14-7-1984 & 15-7-1984 respectively, in favour of Shri Kuldip Jain, Sub-Judge-cum-Judicial Magistrate, Shimla, Himachal Pradesh.

Certified that Shri Kuldip Jain is likely to join the same post and at the same station from where he proceeds on leave after the expiry of the above period of leave.

Certified further that Shri Kuldip Jain would have continued to officiate as Sub-Judge-cum-Judicial Magistrate but for his proceeding on leave.

Shimla-1, the 2nd July, 1984

No. HHC/Admn.6(15)/74-8236.—In exercise of the powers vested in them by section 12 (1) of the Code of Criminal Procedure, 1973 (Act No. 2 of 1974), the Hon'ble Chief Justice and Judges are pleased to appoint the following Judicial Magistrates 1st Class to be the Chief Judicial Magistrates for the districts indicated against each with effect from the date they assume charge of their posts:—

Sl. No.	Name and designation	Area
1.	Shri J. S. Tomar, Judicial Magistrate 1st Class, Dalhousie, District Chamba, Himachal Pradesh.	Chamba district, Himachal Pradesh.
2.	Shri K. C. Negi, Judicial Magistrate 1st Class, Chopal, District Shimla.	Kullu district, Himachal Pradesh.
3.	Shri J. N. Barowalia, Judicial Magistrate, Dehra, District Kangra.	Lahaul & Spiti district with headquarter at Kullu, Himachal Pradesh.

Shimla-1, the 2nd July, 1984

No. HHC/Admn.6 (23)/74-I-8258.—Consequent upon the grant of 10 days earned leave with effect from 4-7-1984 to 13-7-1984 with permission to suffix holidays falling on 14-7-1984 and 15-7-1984 respectively in favour of Shri Kuldip Jain, Sub-Judge-cum-Judicial Magistrate (II), Shimla, Himachal Pradesh, the Hon'ble Chief Justice in exercise of the powers vested in him under rule 1.26 of the Himachal Pradesh Financial Rules, 1971, Vol. I, is

pleased to declare Shri R. L. Azad, Sub-Judge-cum-Judicial Magistrate (I), Shimla as Drawing and Disbursing Officer in respect of the Court of Sub-Judge-cum-Judicial Magistrate (II), Shimla. His Lordship is further pleased to declare the Sub-Judge-cum-Judicial Magistrate (I), Shimla as Controlling Officer for the purpose of T. A. etc. in respect of Class III and IV establishment of the aforesaid Court under head "214-Administration of Justice" for the aforesaid period of leave or until Shri Jain returns from leave.

By order,
R. L. KHURANA,
Registrar.

हिमाचल प्रदेश सरकार

कृषि विभाग

अधिसूचना

शिमला-2, 7 जनवरी, 1984

सं० एम० ए० (4) 3/83—हिमाचल प्रदेश के राज्यपाल, इस विभाग की सम संवत्स्र अधिसूचना दिनांक 21-11-1983 के अनुक्रम में शिमला भूमि विकास समितियों के कार्य के सम्बन्ध में की गई यात्रा के लिए समितियों के गैर-सरकारी सदस्यों को संलग्न अनुबंध "क" में निर्धारित दर शर्तों के अनुसार/आधार पर यात्रा भत्ते एवं दैनिक भत्ते का भुगतान किए जाने के सहर्ष आदेश देते हैं।

अनुबन्ध "क"

1. यात्रा भत्ता

विधान सभा/लोक सभा सदस्यों के अतिरिक्त अन्य सदस्य

(i) रेलयात्रा—ये प्रथम श्रेणी के कर्मचारियों के बराबर माने जायेंगे और ऐसे वास्तविक रेल किराये के अधिकारी होंगे जिस श्रेणी में उन्होंने वस्तुतः यात्रा की हो किन्तु यह श्रेणी सामान्यतः प्रथम श्रेणी के सरकारी कर्मचारी को नियत की गई श्रेणी से अधिक नहीं होगी। अर्थात् ऐसी श्रेणी जो प्रथम श्रेणी के कर्मचारियों के लिए रेलों में उपलब्ध उच्च श्रेणी है और चाहे इसे किसी भी नाम से पुकारा जाता है, से यात्रा की जा सकती है।

(ii) सड़क द्वारा यात्रा—सदस्य बस द्वारा एक स्थान (सीट) लेकर यात्रा करने पर वास्तविक किराया 4 हकदार होंगे। यदि यात्रा अपनी कार/पूरी टेक्सी से की हो तो पहाड़ी क्षेत्र में 2/- रुपये प्रति कि० मी० और मैदानी क्षेत्र में 1.65 रु० प्रति कि० मी० की दर से और यदि यात्रा मोटर साइकल/स्कूटर से की गई हो तो पहाड़ी क्षेत्र में 65 नये पैसे प्रति कि० मी० और मैदानी क्षेत्र में 50 नये पैसे प्रति कि० मी० की दर से माइलज भत्ता लेने के हकदार होंगे।

(iii) ऊपर (i) और (ii) में निहित किराये अथवा माइलेज के अतिरिक्त सदस्य अपने स्थायी निवास स्थान से प्रस्थान और पुनः वहां वापसी के बीच की सम्पूर्ण अनुपस्थिति के लिये उसी दर पर और उन्हीं नियमों के अनुकूल दैनिक भत्ता प्राप्त करेगा जो प्रदेश सरकार के प्रथम श्रेणी के अधिकारियों को लागू होता है।

2. दैनिक भत्ता :

(i) गैर-सरकारी सदस्यों की बैठक के दौरान प्रत्येक दिवस के लिये उस उच्चतम दर पर दैनिक भत्ता दिया जायेगा जो वहां के स्थानीय क्षेत्र के लिए प्रथम श्रेणी के सरकारी कर्मचारी को देय हो।

(ii) बैठक के दौरान प्रत्येक दिन/दिनों के लिये दैनिक भत्ते के अतिरिक्त सदस्य, समिति के कार्य निष्पादन में बाहर स्थान पर ठहरने के लिये भी दैनिक भत्त का निम्नलिखित रूप में अधिकारी होगा:—

(अ) यदि मुख्यालय से अनुपस्थिति 6 घण्टे से अधिक न हो।	शून्य
(ब) यदि मुख्यालय से अनुपस्थिति 6 घण्टे से अधिक हो और 12 घण्टों से अधिक न बढ़े।	70%
(ग) यदि मुख्यालय से अनुपस्थिति 12 घण्टों से अधिक बढ़ जाये।	पूर्ण

3. वाहन भत्ता :

यदि सदस्य उसी स्थान का निवासी है जहां समिति की बैठक हो तो उस दशा में वह सदस्य उपयुक्त दर पर यात्रा एवं दैनिक भत्ते का अधिकारी नहीं होगा। उसे केवल किराये पर लिये गये वाहन का वास्तविक खर्चा अधिकारित 10 रुपये प्रतिदिन की सीमा तक दिया जाएगा। इस प्रकार का भुगतान करने में पूर्व नियंत्रक अधिकारी को कथित दावे (क्लेम) के सम्बन्ध में पुष्टि के लिए ऐसा व्यौरा प्रस्तुत करना होगा जो वह आवश्यक समझें और तदुपरांत यह सत्यापन देना होगा कि वास्तविक खर्चा दी जाने वाली राशि से कम नहीं है। यदि ऐसा सदस्य अपने वाहन का उपयोग करे तो उसे माइलेज भत्ता उस दर पर दिया जायेगा जिस पर प्रथम श्रेणी के सरकारी कर्मचारी को दिया जाता है किन्तु जिसकी अधिकारित सीमा 10 रुपये प्रतिदिन होगी।

4. यात्रा भत्ता एवं दैनिक भत्ता सदस्य को तभी दिया जायेगा जब वह इस प्रकार का प्रमाण पत्र प्रस्तुत करेगा कि कथित यात्रा एवं ठहरने के लिये उसने किसी अन्य सरकार/स्वतंत्र में यात्रा भत्ता या दैनिक भत्ता नहीं लिया है।

5. समिति की बैठक के सम्बन्ध में सदस्य को अपनी वास्तविक यात्रा के लिये यात्रा भत्ता लेने की पात्रता प्राप्त करने के लिये अपने निवास स्थान जहां से/पर यात्रा आरम्भ/समाप्त होगी का नाम पहले देना होगा। यदि कोई सदस्य समिति की बैठक में भाग लेने के लिए ऐसे किसी स्थान से यात्रा करता है जो उसका स्थायी निवास स्थान नहीं है या बैठक के समाप्त होने पर वापिस ऐसे स्थान को लौटता है जो उसका निवास स्थान नहीं है, तो यात्रा भत्ता तब की गई वास्तविक दूरी या स्थायी निवास और बैठक के स्थान के मध्य की दूरी दोनों में जो कम हो, के आने पर परिगणित किया जायेगा।

6. विधान सभा सदस्य:

ऐसे गैर-सरकारी सदस्यों को जो विधान सभा के सदस्य हैं, समिति के काम के सम्बन्ध में की गई यात्राओं के लिये यात्रा भत्ता/दैनिक भत्ता समय समय पर संशोधित विधान सभा सदस्यों के वेतन और भत्ते अधिनियम के अन्तर्गत निर्धारित शर्तों के आधार पर दिया जायेगा।

7. इन सदस्यों को, उनके नियत कार्य के सम्बन्ध में जबकि विधान सभा या विधान समिति, जिसके लिये उनकी सेवाएं ली गई हो, सभा में हो तो दैनिक भत्ता नहीं दिया जायेगा क्योंकि वे अपना दैनिक भत्ता हिमाचल प्रदेश विधान सभा सदस्यों के वेतन और भत्ते अधिनियम, 1971 के अधीन विधान सभा से लेंगे। यदि ये ऐसा प्रमाण पत्र दें कि ये इन नियत कार्य के निष्पादन में विधान सभा या विधान सभा समिति की बैठक में भाग नहीं लिया और उन्होंने इसके लिये विधान सभा से कोई दैनिक भत्ता प्राप्त नहीं किया है तो उन्हें निर्धारित दर पर दैनिक भत्ता दिया जायेगा।

गैर सरकारी सदस्यों को यात्रा भत्ता के कारण यदि अतिरिक्त भुगतान हो गया हो तो हि० प्र० राजकोष नियमों के नियम 4-17 और 6-1 में दिये गये प्रावधान पूर्ण रूपेण (म्यूटेडिस म्यूटेडिस) लागू होंगे।

सदस्य ऐसा यात्रा भत्ता, दैनिक भत्ता और परिवहन भत्ता प्राप्त नहीं करेगा जिससे वह विधान सभा की सदस्यता से अयोग्य हो जाये।

आदेश द्वारा,
भक्त चन्द नेगी,
जिलायुक्त एवं सचिव।

BOARD OF DEPARTMENTAL EXAMINATIONS

NOTIFICATION

Fair Lawn, Shimla-171012, the 29th June, 1984

No. HIPA (Exam.) 61/80.—The Departmental Examination for the Junior Engineers and other equivalent ranks of the H. P. State Electricity Board, will be held on the dates and times specified below. The examination will take place at the H. P. Institute of Public Administration, Fair Lawn, Shimla-171012. For details of the examinations, the intending examinees are requested to refer to the Regulations for the Departmental Examination for Civil, Mechanical & Electrical Junior Engineers and equivalent ranks of the H. P. State Electricity Board, 1976.

Sr. No.	Date	Day	Subject
1.	29-8-1984	Wednesday (F.N.)	Accounts
2.	30-8-1984	Thursday (F.N.)	Office procedure

The forenoon session will start at 10.00 A.M. sharp. The officers who intend to appear in the examination should send their applications on the prescribed forms through their head of department, H. P. State Electricity Board by 4th of August, 1984. Applications received after the due date will not be considered at all.

SHANTA CHAUHAN,
Secretary.

CO-OPERATIVE DEPARTMENT

NOTIFICATION

Shimla-171002, the 23rd June, 1984

No. 4 13/71-Coop(s)III.—In exercise of the powers conferred under section 100 of the Himachal Pradesh Co-operative Societies Act, 1968 (Act No. 3 of 1969) the Governor, Himachal Pradesh is pleased to exempt the Himachal Pradesh State Co-operative Bank Ltd. from the operations of section 34 of the Himachal Pradesh Co-operative Societies Act, 1968 read with rule 39 of the Himachal Pradesh Co-operative Rules, 1971 in so far as they relate to the election of Directors of the Bank from the following districts upto 22-8-1984:—

1. Kinnaur District.
2. Shimla District.
3. Sirmaur District.
4. Bilaspur District.
5. Mandi District.
6. Chamba District.

By order,
ATTAR SINGH,
Secretary.

शिक्षा विभाग

अधिसूचना

शिमला-2, 24 मई, 1984

क्रमांक शिक्षा-एफ (4) 17/76-ए.—राज्यपाल, हिमाचल प्रदेश, हिमाचल प्रदेश में एन 0 सी 0 सी 0 के लिए प्रांतीय सलाहकार समिति का तत्काल गठन करके इसके लिए निम्न सदस्यों की सहर्ष नियुक्ति करते हैं:—

- | | |
|--|---------|
| 1. शिक्षा मंत्री | अध्यक्ष |
| 2. सचिव, शिक्षा, हिमाचल प्रदेश सरकार | सदस्य |
| 3. उप-कुलपति, हिमाचल प्रदेश विश्वविद्यालय, शिमला | सदस्य |

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|--|--|
| 4. उप-कुलपति, हिमाचल प्रदेश कृषि विश्वविद्यालय, पालमपुर। | सदस्य |
| 5. शिक्षा निदेशक, हिमाचल प्रदेश | सदस्य |
| 6. ग्रुप कमांडर, एन 0 सी 0 सी 0 हेडक्वार्टर, शिमला | सदस्य |
| 7. जनरल आफिसर कमांडिंग, वेस्टर्न कमांड, शिमला का प्रतिनिधि। | सदस्य |
| 8. प्रिंसिपल, राजकीय उच्चतर पाठशाला (कन्या), धर्मशाला। | सदस्य |
| 9. प्रिंसिपल, राजकीय कन्या महाविद्यालय, शिमला | सदस्य |
| 10. प्रिंसिपल, राजकीय महाविद्यालय, हमीरपुर | सदस्य |
| 11. मुख्याध्यापक, उच्च पाठशाला, रामपुर | सदस्य |
| 12. निदेशक, एन 0 सी 0 सी 0, पंजाब, हरियाणा तथा हिमाचल प्रदेश, चण्डीगढ़। | सदस्य |
| 13. श्री ज्ञान चन्द मिन्हास, पालनपुर | सदस्य |
| 14. श्री ठाकुर दान धावळ, गांव मझरना वाया तारागढ़, तहसील बैजनाथ। | सदस्य |
| 15. श्री प्रताप सिंह चौहान, सैट नं 0 4, राम भवन (स्टोक पलेस के समीप), शिमला-2। | सदस्य |
| 16. केन्द्रीय सलाहकार समिति एन 0 सी 0 सी 0 का डायरेक्टर जनरल एक सदस्य। | एन 0 सी 0 सी 0 द्वारा मनोनीत किया जाएगा। |
| 17. वित्तीय सचिव, हिमाचल प्रदेश सरकार | सदस्य |
| 18. करनल राम पाल (सेवा निवृत्त), नया जवाहर नगर, कोठी 50-44, जलन्धर। | अतिरिक्त सदस्य |
| 19. उप निदेशक (फिजिकल एजुकेशन), शिक्षा निदेशालय, शिमला। | सदस्य सचिव |

प्रांतीय सलाहकार समिति के विचारार्थ विषय निम्नलिखित होंगे:—

- (1) प्रांतीय सलाहकार समिति समस्त एन 0 सी 0 सी 0 से सम्बन्धित मामलों और ऐसे मामलों को समिति को विचारार्थ भेजे जाने पर सहाह देगी।
- (2) प्रांतीय सलाहकार समिति वर्ष में साधारणतया दो बार इकट्ठी होगी, उन मामलों पर विचार करने के लिए प्रायः प्रदेश से सम्बन्धित हैं।
- (अ) भारत सरकार एवम् प्रदेश सरकार को निम्नलिखित मामलों पर सकारिण एवम् सलाह देगी:—
 - (1) प्रदेश में नए यूनिटों का सृजन एवम् वर्तमान यूनिटों का वर्गीकरण।
 - (2) उन कालेज एवं स्कूलों का चयन जहाँ नये यूनिट अथवा सब-यूनिट खोलने हैं।
- (3) सीनियर एवम् जूनियर डिवीजन में एन 0 सी 0 सी 0 अधिकारियों की नियुक्ति के लिए चयन।
- (4) कोई भी मामला जो केन्द्रीय सरकार अथवा प्रदेश सरकार अथवा महानिदेशक, एन 0 सी 0 सी 0 सहमति को विचारार्थ भेजे।
- (ब) समिति सीनियर डिवीजन एन 0 सी 0 सी 0 यूनिटों के आफिसर कमांडिंगों एवम् निदेशक शिक्षा विभाग को निम्नलिखित मामलों पर निर्देश एवम् सलाह देगी:—
 - (1) एन 0 सी 0 सी 0 प्रशिक्षण में मुद्दा एवम् एन 0 सी 0 सी 0 कैंडिडेटों के लिए प्रशिक्षण सुविधाएं।
 - (2) एन 0 सी 0 सी 0 यूनिटों में अनुशासन में सुधार।
 - (3) कैंडिडेटों एवम् अधिकारियों का सामान्य कल्याण।

गैर सरकारी सदस्यों को यात्रा एवम् दैनिक भत्ता संग्रह अनुलग्नक (परिशिष्ट) में निहित दरों/निर्देशों अनुसार दिया जाएगा:—

'परिशिष्ट'

ति के गैर-सरकारी सदस्यों को यात्रा भत्ता/दैनिक भत्ता आदि की दरें

1. यात्रा भत्ता :

(1) रेल यात्रा.—इनके साथ प्रथम श्रेणी के सदस्य अफसरों का वर्ताव होगा और इन्हें प्रथम श्रेणी के अफसरों की तरह संरक्षित स्थान जो रेल विभाग ने उपलब्ध कर रखा होगा का पात्र माना जायेगा और ये जिस

श्रेणी में यात्रा करें उन वा वा तबिक किया दिया जाएगा । लेकिन यह किया प्रथम श्रेणी के अधिकारियों के जैसे ही किराये के बढ़ाना चाहिए ।

(2) सड़क यात्रा.—उन्हें साधारण बस द्वारा एक स्थान लेकर यात्रा करने पर वास्तविक किराया मिलेगा और यदि वे मोटर साइकल या स्कूटर पर यात्रा करेंगे तो उन्हें पहाड़ी क्षेत्र में सड़क पर 43 पैसे तथा मैदानी में 33 पैसे प्रति किलोमीटर की दर से माइलेज भुलाऊ मिलेगा और यदि यात्रा अपनी कार या पूरी टैंकी लेकर की गई हो तो सड़क के पहाड़ी क्षेत्र की यात्रा दर 1.40 तथा मैदानी क्षेत्र में 1.10 रुपये प्रति किलोमीटर की दर से सड़क मील दूरी भत्ता मिलेगा । (इसमें हिमचल की 33 प्रतिशत बढ़ोतरी भी शामिल है) ।

(3) उपरोक्त वास्तविक किराये और माइलेज के अतिरिक्त सदस्य अपने स्थानों से बाहर रहने के दिनों का दिन भत्ता भी लेगा । इसमें घाटे से चलने का दिन और घर में पहुंचने का दिन भी शामिल है । इसकी दर वही होगी जो कि राज्य के प्रथम दर्जे के अधिकारी की है ।

2. दैनिक भत्ता.—(1) गैर-सरकारी सदस्यों को बैठक में भाग लेने पर प्रतिदिन दैनिक यात्रा भत्ता उसी उच्चतम दर पर देय होगा जिस दर से कि प्रथम श्रेणी के अधिकारी का अपने स्थानानुसार देय होता है ।

(2) दैनिक भत्ते के अतिरिक्त बैठक के दिनों में सदस्य नीचे लिखी दरों पर स्थान से बाहर बोर्ड के काम के लिए यात्रा करने पर यात्रा के दिनों बाहर ठहरने के लिए दैनिक भत्ते का भी अधिकारी होगा :—

- (क) यदि मुख्य स्थान से अनुपस्थिति 6 घण्टे से अधिक न हो । शून्य
- (ख) अगर मुख्य स्थान से अनुपस्थिति 6 घण्टे से बढ़ जाये किन्तु 12 घण्टों से अधिक न बढ़े 70 प्रतिशत
- (ग) अगर अनुपस्थिति मुख्य स्थान से 12 घण्टे से अधिक बढ़े पूर्ण दैनिक भत्ता

3. परिवहन भत्ता.—जिस स्थान पर बोर्ड की बैठक होगी वहीं रहने वाले सदस्य के उप-दरों परिवहन तथा दैनिक भत्ते नहीं मिलेंगे, अपितु उन्हें केवल मात्रा उस स्थान पर आने के लिए सवारी का वास्तविक किराया मिलेगा, पर वह भी 10 रु० प्रतिदिन से अधिक न होगा । इससे पूर्व कि यह किराया उन्हें दिया जाये सम्बन्धित अधिकारी को विवरण आदि मांग कर इस बारे में पूर्ण छानबीन कर लेना चाहिए और सुनिश्चित हो जाना चाहिए कि वास्तविक खर्च मांगी गई राशि से कम नहीं है । यदि ऐसा सदस्य अपनी कार का प्रयोग करे तो उसको सड़क मील भत्ता प्रथम श्रेणी के अधिकारियों के समान दर पर मिलेगा परन्तु यह 10 रुपये प्रतिदिन से अधिक नहीं बढ़ना चाहिए ।

4. यह यात्रा भत्ता दैनिक भत्ते सदस्य को तभी मिलेंगे यदि वह इस बात का प्रमाण पत्र प्रस्तुत करेगा कि उसे उसी यात्रा के लिए किसी अन्य सरकारी खर्च से परिवहन तथा दैनिक भत्ते नहीं लिए हैं ।

5. सदस्य अपनी स्थाई रिहायश के स्थान से जिसे उसे पहले ही बताया जाएगा बोर्ड की बैठक होने वाले स्थान तक बैठक में आने जाने के लिए वास्तव में की गई यात्रा के लिए ही यात्रा भत्ते का हकदार होगा । यदि कोई सदस्य अपने स्थाई स्थान के अतिरिक्त अन्य स्थान से बोर्ड की बैठक में उपस्थित होने के लिए यात्रा का ता है और अपने स्थाई स्थान के बताये बैठक में गुप्त होने पर किसी अन्य ही स्थान का वापस जाता है तो यात्रा भत्ता या तो वास्तव में तय किए गये फायदे के आधार पर मिलेगा या फिर स्थाई रिहायश से बैठक के स्थान के फासले के जो भी कम हो, मिलेगा ।

6. संसद सदस्य.—संसद सदस्य जब कमेटी के कार्य के लिए रेलगाड़ी, सड़क, वायु या या जलयान से यात्रा करेंगे तो उनको यात्रा तथा दैनिक भत्ता उसी हिसाब से मिलेगा जो कि उन्हें संसद सदस्य बैठक तथा आधार पर भत्ता अधिनियम के अन्तर्गत समय-समय पर दिए जाते हैं ।

7. विधान सभा सदस्य.—विधान सभा सदस्य जब कमेटी के काम से कोई यात्रा भत्ता उसी दर से मिलेगा जो विधान सभा सदस्य बैठक तथा भत्ते अधिनियम के अन्तर्गत समय-समय पर उनको मिलते हैं ।

8. जब सदस्य विधान सभा सत्र या विधान सभा की किसी कमेटी के काम से यात्रा करेंगे तो वे कमेटी के कार्य के लिए दैनिक भत्ते के अधिकारी नहीं होंगे । फिर भी यदि इस बात का प्रमाण है कि सदस्य के सत्र या कमेटी की बैठक में वे किसी कारणवश उपस्थित नहीं हो पाये और न ही उन्होंने उससे यात्रा भत्ता लिया तो वे निर्धारित दर पर दैनिक भत्ता के अधिकारी होंगे ।

9. हिमाचल प्रदेश ट्रेजरर काज के प्रावधानों के नियम 4.17 और 6.1 में गैर-सरकारी सदस्यों की यात्रा-भत्ते का अधिक अदायगी के बारे में है, जोड़े से परिवर्तन के साथ यथावत गैर-सरकारी सदस्यों पर भी लागू होंगे ।

10. ऐसा कोई भी यात्रा भत्ता या दैनिक भत्ता जिसमें परिवहन भत्ता भी शामिल है, नहीं लेंगे जो उन्हें विधान सभा की सदस्यता से अयोग्य ठहरा दे ।

11. गैर-सरकारी सदस्यों के यात्रा भत्ता विलों पर हस्ताक्षर करने के लिए निम्नलिखित अधिनियम संख्या 0 से 0, यू.ए.ई.ड. वॉटर, शिमला-4 तथा यात्रा भत्ता आयुक्त, हिमाचल प्रदेश माने जायेंगे ।

12. इस बारे में खर्च व्यय "277-एजुकेशन जी स्पॉट्स एंड यूथ वेलफेयर (1) एन० सी० सी० वनरन एंटेवलिगमेंट (नान प्लान) टे." में से किया जाएगा ।

आदेशानुसार,
एम० एस० सिद्धू,
सचिव (शिक्षा) ।

HOME (B) DEPARTMENT

NOTIFICATION

Shimla-171002, the 30th June, 1984

No. HOME-II(B)3-3/79.—The Governor, Himachal Pradesh is pleased to accord ex-post-facto sanction to the grant of leave in favour of Shri Justice T. R. Handa, Judge of the High Court of Himachal Pradesh, subject to verification of title of leave, as under:—

- (i) 14 days commuted leave w.e.f. 31st May, 1984 to 13th June, 1984; and
- (ii) 37 days leave on full allowances w.e.f. 14th June, 1984 to 20th July, 1984.

A. N. VIDYARTHI,
Secretary.

अथ विभाग

अधिसचना

शिमला-171002, 10 सितम्बर, 1981

संख्या 8-20/80-अम.—ग्रामाधिकार विवाद अधिनियम, 1947 (1947 का अधिनियम संख्या 14) की धारा 17 के अनुसरण में राज्यपाल, हिमाचल प्रदेश निम्नलिखित शर्तों के अधीन रहे विवादों पर प्रीजाइडिंग ऑफिसर, अथवा न्यायालय हिमाचल प्रदेश द्वारा दिए गये निम्नलिखित निर्णयों, जो सरकार को 23-4-81 को प्राप्त हुए थे, को प्रकाशित करने का महर्ष आदेश देते हैं ।

संख्या

विवरण

1. Shri Dina Nath Koli v. Executive Engineer, H. P. P.W.D., Irrigation and Public Health Division, Palampur.
2. Rattan Chand v. H.P.R.T.C., Mandi.
3. Shri Munshi Ram Conductor v. H.P.R.T.C., Dharamshala.
4. Shri Saran Singh Conductor v. H.P.R.T.C., Dharamshala.
5. Shri Luxmi Dutt Sharma v. Solan Food Product, Solan.

6. Shri Devi Saran, Shamshi. v. I/c Timber Division, H.P. Forest Corporation, Shamshi.
7. Shri Ramel Chand Dharamshala v. General Manager, HPRTC, Shimla.
8. Shri Ramel Chand, Dharamshala v. Asstt. Managers, HPRTC, Dharamshala.
9. Shri Hem Singh Conductor v. -do-
10. Shri Saujoo Ram, Driver v. -do-
11. Shri M. S. Jaina, A.C.F., Dehradun v. H.P. State Forest Corporation, Shimla with reference to case No. 49/79.
12. Shri Satish Kumar Steno, C.C.F., v. -do-
13. Shri Ranjit Singh s/o Mohindo Singh v. Satnam Chemical Industries, Baddi.
14. H.P. State Forest Corporation Employees Union, Shimla v. H.P. State Forest Corporation.
15. Shri Om Parkash, Mechanic v. G.M., H.P.R.T.C.

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for State of Himachal Pradesh, Circuit at Sundernagar, Himachal Pradesh

Application No. 13 of 1980.
Instituted on 5-7-1980.
Decided on 16-4-1981.

Shri Dina Nath Koli s/o Shri Ganga Ram, c/o office of Bhartiya Mazdoor Sangh, 47/9 Bangla Mohalla, Mandi, Himachal Pradesh ... Applicant.

Versus

The Executive Engineer, H.P. P.W.D., Irrigation and Public Health Division, Palampur (Kangra), Himachal Pradesh ... Respondent.

Application under section 33-C (2) of Industrial Disputes Act

ORDER

There reply on the respondent's side has been filed today. Factual position is practically admitted as alleged by the applicant. The only thing added is that the applicant was taken over a daily wage worker from 16-1-1978 when the water channel (kuhal) was taken over by the Government. It is further admitted that the post of Work-Supervisor in the scale of Rs. 100—160 on work charge basis was created by the Governor of Himachal Pradesh w.e.f. 12-7-1979 for the applicant. In this behalf the letter per copy marked "X" from the Secretary P.W.D., was issued under the signatures of the Deputy Secretary addressed to the Chief Engineer, P.W.D., Shimla who in turn endorsed the said letter to Shri V.P. Mongra, X.E.N. Irrigation and Public Health Division, Palampur with the direction that the applicant Dina Nath may be paid the salary from the date of the sanctioning of the scale of pay as Work-Supervisor to him and report in that regard be sent to the office of the Chief Engineer. It was also further directed that the applicant be informed accordingly.

2. Here it may be stated that the Government took over the management and rights of a kuhal (irrigation water channel) known as Kripal Chand Kuhal in Palampur Sub-Division of Kangra district w.e.f. 16-1-1978. The applicant was already working there as head Kohli for the last twelve years. Accordingly his services also came to be taken over by the Government as such. Firstly he was paid on the daily wages rates and afterwards a regular salary scale for the said job as 'Work Supervisor' on work charge basis was created as noticed above and admitted on the side of the respondent.

3. The stand now taken on the respondent's side is that the applicant did not fulfil the educational and age qualifications and so he was not formally appointed against the post. It is not denied that the applicant was working in the department at the time of issuing of the above orders of the Government regarding the creation of post and release of that post's scale to the applicant. Of course he was working at that time on daily wages.

4. Objection regarding the educational and age qualifications of the applicant cannot be raised in this case as

the post was specially created and released for the applicant, as a special measure, to meet the special situation created by taking over the kuhal. So that qualifications of education and age stood relaxed in case of the applicant. The Government had passed the orders in specific terms with release of the scale of pay from the date of the creation of the post, in favour of the applicant who was already working in the department over the job. Nothing more remained to be done by any subordinate authority to question the orders of the Government in fact the post was created specially by name for the applicant. In it being so, the applicant was entitled to the pay scale of the post of Work Supervisor in the scale of Rs. 100—160 with necessary addition of allowances and other emoluments prevailing for such scale of pay on work charge budget.

5. The Chief Engineer, is said to have addressed another letter dated 17-8-1974 to the Superintending Engineer, P.W.D., Dharamshala, with respect to the above referred matter of applicant's appointment as work-charged, Work Supervisor in the scale of Rs. 100—160 directing him to do the needful in the matter of appointment.

6. There is preliminary objection raised on the respondents' side that the matter of claim of emoluments in the scale of Rs. 100—160 as Work Supervisor to the applicant cannot be entertained under section 33-C (2) Industrial Disputes Act. But I find that this objection is untenable because the only question involved in this claim matter is of computation of the pay emoluments according to the admitted scale sanctioned in favour of the applicant by the Government. So it is a matter which clearly falls under these provisions of the Industrial Disputes Act. He has been paid lesser pay on the basis of daily wage worker.

7. The applicant has claimed Rs. 1,441/- being received less by him after adjusting the wages received by him from 12-7-1979 till 31-5-1980 as a daily wage worker. There is no contrary contention on this score in the reply of the respondent. Accordingly, I order that the respondent shall pay w.e.f. 12-7-1979 to 31-5-1980 i.e. till the date of this application Rs. 1,441 as salary arrears.

8. The copy of this order be sent to the parties. The record of the case be sent to the Secretary, Labour Department, Himachal Pradesh, Shimla.

Announced.

H. D. KAINTHLA,
Presiding Officer, Labour Court
Dated 16th April, 1981. for State of Himachal Pradesh,
Circuit at Sundernagar.

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for State of Himachal Pradesh Circuit at Sundernagar

Petition No. 16 of 1980

Rattan Chand vs. H.R.T.C., Mandi.

21-1-1981 Present: Shri P. S. Dogra A. R. for the applicant
Shri Jassu Ram Supdt. for HRTC,
Mandi.

Reply has been filed yesterday when the applicant was not present. Today applicant's representative is present. The applicant should file replication tomorrow explaining the Rules and the basis for monetary claim in respect of compensatory leave and secondly whether he was refused this availing of compensatory leave due to him while he was serving the respondent/Corporation.

Sd/-
Section Officer,
Labour Court, H.P.

22-1-1981 Present: Shri P. S. Dogra A. R. for the applicant; Shri Jassu Ram, Supdt. H. R. T. C., Mandi on behalf of respondent.

ORDER

In this application under section 33-C(2) of Industrial Disputes Act the applicant as retired driver is claiming monetary benefit for 52 days of accumulated compensatory leave on account of non-availing of rest days which were due to him during his tenure of service. The applicant has not given the amount of compensation in this behalf which he will be entitled to get.

2. The provisions of weekly rest and compensatory days of rest is provided under section 19 and 20 of the Motor Transport Workmen Act, 1961. Under these provisions one day of rest for every seven days shall have to be provided to all motor transport workmen. Under section 20 aforesaid the worker shall be allowed within the month in which the days of rest are due to him compensatory days of rest or within two months following that month.

3. From the above it is clear that there is no existing and substantive right is convertible into money benefit on account of non-availing the rest days or the compensatory leave in lieu thereof, during the tenure of service by a worker. Such a claim is not covered under section 33-C(2) of Industrial Disputes Act. It is a different matter if it may give rise to a regular Industrial Dispute and reference thereof. Therefore, I dismiss this claim as not tenable, No order as to costs.

Announced. Circuit at Sundernagar.

Dated 22nd January, 1981.

Sd/-
Presiding Officer.

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for State of Himachal Pradesh, Circuit at Sundernagar

Petition No. 12 of 1979

Shri Munshi Ram, Conductor, HRTC, Dharamshala ..Petitioner.

Versus

The Assistant Manager, HRTC, Dharamshala .. Respondent

Application under Section 33-C(2) of the Industrial Disputes Act.

ORDER

The applicant put in his claim for T.A., over time and night out allowance for the months of September, October and November, 1978 as Conductor in Himachal Road Transport Corporation (HRTC) Dharamshala region. Strangely enough he did not give the amount of the allowance due to him for the aforesaid period.

2. The respondent H.R.T.C. Assistant Manager, Dharamshala was summoned in the case for 9th June, 1979. He put in the reply dated 30-6-1979 there the applicant had not submitted his T.A., night out allowance claim for September to November, 1978.

3. This court ordered that the applicant should submit his precise claim vide order dated 9th June, 1979. Accordingly the applicant submitted his claim per Ex P1 to P3 for September, October and November, 1978.

4. The following issues were framed:—

- (1) Whether the applicant is entitled to night out allowance for the months of September to November, 1978 for Rs. 116.00 Rs. 192.50 and Rs. 161.00 respectively or to Rs. 5.85, nil for October and Rs. 21.00 for November, 1978 as admitted by the respondents. Onus parties.
- (2) Relief.

5. On the applicant side no evidence whatsoever was produced except tendering the claim bills Ex. P1 to Ex. P3. The applicant has given the timings of duties performed out of the headquarters and put the amount of

TA/out night duties allowance without giving rates, arbitrarily whereas the respondent has admitted the timings of such out of headquarters duties as correct as given by the applicant and has checked the claim and found due amount according to rules applicable.

6. Shri Manjit Singh, Junior-Auditor-cum-Accountant HRTC Dharamshala has appeared in evidence and referred to the TA Rules and instruction per copy RWI/A to RWI/F exhibited in case No. 47/79 Hem Singh vs. HRTC. Thus it is found that the respondent has pressed the TA/out night duty allowance claimed by the applicant according to rules applicable and the amount due is lying with the Cashier of Dharamshala HRTC office which the applicant could receive any time.

7. The applicant had made a vague claim and produced no evidence to substantiate and arbitrary claim as submitted during the pendency of this petition.

8. In result this petition is dismissed without any order as to costs. The applicant, however, can receive the amount of Rs. 26.85 from HRTC office, Dharamshala any time during working hours.

Announced.

H.D. KAINTHLA,
Presiding Officer, Labour Court
for State of H.P., Circuit at
Sundernagar.

Dated 21st January, 1981.

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for the State of Himachal Pradesh, Circuit at Sundernagar

Petition No. 14 of 1979

Shri Saran Singh, Conductor, HRTC, Dharamshala unit c/o The Mandi Hills Transport Labour Union, Thanehara Mohalla, Mandi, Himachal Pradesh ..Petitioner.

Versus

The Assistant Manager, Himachal Pradesh Road Transport Corporation, Dharamshala Unit ...Respondent.
Application under section 33-C(2) of the Industrial Disputes Act.

ORDER

The applicant put in his claim for T.A., over time and night out allowance for the months of October and November, 1978 as Conductor in Himachal Road Transport Corporation (HRTC), Dharamshala region. Strangely enough he did not give the amount of the allowance due to him for the aforesaid period.

2. The respondent HRTC, Assistant Manager, Dharamshala was summoned in the case for 9th June, 1979. He put in the reply dated 30-6-1979 that the applicant had submitted his TA/night out allowance claim for November, 1978 which was checked up and passed for Rs. 19.45 paise only and no claim whatsoever was received for October, 1978 in this behalf from the applicant.

3. This Court ordered that the applicant should submit his precise claim vide order dated 9th June, 1979. Accordingly the applicant submitted his claim per Ex.P1 for October, 1978 for an amount of Rs. 117.75 paise and for the month of November, 1978 Ex. P2 for an amount of Rs. 188.

4. On the respondents side as earlier stated November claim was found due for Rs. 19.45 paise and October months claim for Rs. 19.25 paise.

5. The following issues were framed:—

- (1) Whether the applicant is entitled to night out allowance for October, 1978 and November, 1978 for the amount of Rs. 117.75 and Rs. 188.00 respectively or to Rs. 38.70 paise only i.e., Rs. 19.25 and Rs. 19.35 paise respectively? Dues parties as admitted by respondents.
- (2) Relief.

6. On the applicants side no evidence whatsoever was produced except tendering the claim bills Ex. P1 and Ex. P 2. The applicant has given the timings of duties performed out of the headquarters and put the amount of T.A./out night duties allowance without giving rates, arbitrarily, whereas the respondent has admitted the timings of such duties out of headquarters as correct as given by the applicant. They have checked the claim and found due as shown above according to rules applicable.

7. Shri Manjit Singh, Junior Auditor-cum-Accountant HRTC, Dharamshala has appeared in evidence and referred to the TA Rules and instruction per copy Ex. RW1A to RW1/E. exhibited in case No. 47/79 Hem Singh versus Assistant Manager, HRTC. Thus it is found that the respondent has passed the TA/out night duty allowance claimed by the applicant according to rules applicable and the amount due is lying with the Cashier of Dharamshala, HRTC, Office which the applicant could receive any time.

8. The applicant had made a vague claim and produced no evidence to substantiate and arbitrary claim as submitted during the pendency of his petition.

9. In result this petition is dismissed without any order to costs. The applicant, however, can receive the amount of Rs. 38.70 paise on account of his T.A. claim for October and November, 1978 as offered by the respondent.

The file be sent to Secretary, Labour Department, Government of Himachal Pradesh, Shimla.

Announced.

H. D. KAINTHLA,
Presiding Officer, Labour Court
Dated 21st January, 1981. for State of H.P., Circuit at
Sundernagar.

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for the State of Himachal Pradesh, Circuit at Sundernagar

Petition No. 11 of 1980

Devi Saran son of Shri Ladhari Mani and four others, Forest Colony Shamshi. P. O. Shamshi, Kullu (H.P.).
..Applicant.

Versus

Incharge, Timber Division, H.P. Forest State Corporation, Shamshi (Kullu) .. Respondent.
Application under section 33-C(2) of Industrial Disputes Act.

22-1-1981. Present: Shri P. L. Berry, A.R. for the applicants; Shri B. S. Bajwa, Officer Incharge, Mechanical unit, Shamshi (Kullu) for the Respondent.

ORDER

The five applicants Sarvshri Devi Saran, Mast Ram, Chanan Singh, Sansar Singh and Lek Raj have preferred this application under sub-section (2) of section 33-C of the Industrial Disputes Act claiming salary as drivers of the trucks which work they are doing under, the respondent Corporation in place of the IV class employees scale as Cleaner i.e. 70—95 being paid to them.

2. The respondent/Forest Corporation has put in written statement that the applicants are on deputation from the Forest Department of Himachal Pradesh Government with the Forest Corporation vide notification dated 18-6-1978 copy marked 'X' on the terms and conditions provided therein. In this way the applicants are claiming wages in respect of a different category of posts than the post against which they have been taken on deputation by the respondents from the Forest Department of Himachal Pradesh Government. This claim of the applicants for higher wages as Drivers instead of the wages being paid to them as cleaner, is not a matter of computation of money benefit available to them on the present existing right. The scale of cleaner given in the annexure to

the claim petition by the applicants is Rs. 70—95 while the scale of drivers is Rs. 100—160 p.m. basic. So apparently the claim for a different category of post on a higher scale cannot be granted under section 33-C(2) of Industrial Disputes Act. The applicants can raise a regular Industrial Dispute if they so desire.

3. So this claim petition is rejected without any order to costs. However, the respondents/Forest Corporation in their written statement has stated that the applicants claim for higher wages as drivers can be considered by the Corporation in consultation with their parent department in case there are regular representations to this effect that they are working as drivers in the Forest Corporation but are being paid as cleaner/conductor.

4. Accordingly, the respondent/Forest Corporation may consider their cases for higher wages taking this claim petition filed before Labour Court as a representation for the higher salary scale as drivers, which work they are carrying out with the respondents.

5. A copy of this order may be given to the Officer Incharge, Mechanical Unit, Timber Extraction Division, Shamshi, Kullu for necessary action and consideration by the Corporation.

This file be sent to Secretary, Labour Department, Government of Himachal Pradesh.

Announced.

H. D. KAINTHLA,
Dated 22nd January, 1981. Presiding Officer, Labour Court
for State of H.P., Circuit at
Sundernagar.

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for the State of H.P., Circuit at Sundernagar

Petition No. 16 of 1979

Remal Chand, Driver, Himachal Road Transport Corporation, Dharamshala ..Petitioner.

Versus

1. The General Manager, Himachal Road Transport Corporation, Shimla.
2. The Divisional Manager, Himachal Road Transport Corporation, Dharamshala.
3. The Assistant Manager, Himachal Road Transport Corporation, Dharamshala .. Respondents.

Application under section 33-C (2) of the Industrial Disputes Act.

ORDER

The applicant put in his claim for T.A., overtime and night out allowance for the months of January, 1977, May, 1977 to September, 1977 as Driver in Himachal Road Transport Corporation (HRTC), Dharamshala region. Strangely enough he did not give the amount of the allowance due to him for the aforesaid period.

2. The respondent H.R.T.C. Assistant Manager, Dharamshala has put in the reply dated 30-6-1979 on 10-10-1979 that the applicant has submitted his T.A./night out allowance claim for August and September, 1977 only. That the same had been checked and passed for payment as admissible under the rules. But on behalf of the applicant, the amount has not been collected. He can get the same any time within working hours.

3. The following issues were framed:—

- (1) Whether the applicant is entitled to night out allowance for the months of January, 1977, and May to August, 1977 Rs. 785.00 as shown in the Annexure 1 to 5 of the application or to Rs. 207.85 as admitted by the respondent? Onus parties.
- (2) Relief.

4. The applicant appeared in evidence and tendered the claim bills Ex. P 1 to Ex. P 5. The applicant has given the timings of duties performed out of the Headquarters and put the amount of T.A./Out night duties allowance without giving rates, arbitrary whereas the respondent has admitted the timings of such out of Headquarters duties correct as given by the applicant and has worked out the claim and found due according to rules applicable per copies Ex. R 1 to R 5.

5. Shri Manjit Singh, Junior Auditor-cum-Accountant, H.R.T.C., Dharamshala has appeared in evidence and referred to the T.A. Rules and instruction per copy Ex. RWI/A to Ex. RWI/E exhibited in Hem Singh versus H.R.T.C. According to him the applicant's claim comes to Rs. 207.85 paise in place of Rs. 785.00 shown by the applicant. Thus it is found that the respondent has passed the T.A./Out night duty allowance claimed by the applicant according to rules applicable and the amount due is lying with the Cashier of Dharamshala, H.R.T.C. office which the applicant could receive any time.

6. The applicant had made a vague claim and produced no evidence except making his own statement to substantiate the arbitrary claim as submitted during the pendency of the petition.

7. In result this petition is dismissed without any order to costs. The applicant, however, can receive the amount of Rs. 207.85 paise offered by the respondent.

Announced.

H.D. KAINTHLA,

Dated 21st January, 1981. *Presiding Officer, Labour Court for the State of Himachal Pradesh Circuit at Sundernagar.*

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for the State of Himachal Pradesh, Circuit at Sundernagar

Petition No. 7 of 1979

Shri Ramel Chand, Driver, H.R.T.C., Dharamshala Unit
...Petitioner.

Versus

The Assistant Manager, H.R.T.C., Dharamshala, Unit
...Respondent

Application under section 33-C (2) of the Industrial Disputes Act.

ORDER

The applicant put in his claim for T.A., over time and night out allowance for the months of September to November, 1978 as driver in Himachal Road Transport Corporation (H.R.T.C.), Dharamshala region. Strangely enough he did not give the amount of the allowance due to him for the aforesaid period.

2. The respondents H.R.T.C. Assistant Manager, Dharamshala was summoned in the case for 9th of June, 1979. He put in the reply dated 30-6-1979 that the applicant had submitted his T.A./night out allowance claim for Rs. 675 which was checked and passed for payment in the sum of Rs. 555.30 paise. But none collected it on behalf of the applicant.

3. This Court ordered that the applicant should submit his precise claim vide order dated 9th June, 1979. Accordingly the applicant submitted his claim per Ex. P 1 to P 3 for Rs. 675.

3. The following issues were framed:—

1. Whether the applicant is entitled to night out allowance from September, 1978 to November, 1978 of Rs. 675.00 or to Rs. 555.30 as admitted by the respondents? Onus Parties.
2. Relief.

4. On the applicant side no evidence was produced except making his own statement and tendering the claim

bills Ex. P 1 to Ex. P 3. The applicant has given the timings of duties performed out of the Headquarters and put the amount of T.A./Out night duties allowance without giving rate; arbitrary whereas the respondent has admitted the timings of such out of headquarters duties as correct as given by the applicant and has checked the claim and found due as shown above according to rules applicable.

5. Shri Manjit Singh, Junior Auditor-cum-Accountant, H.R.T.C. Dharamshala has appeared in evidence and referred to the T.A. rules and instruction per copy Ex. RWI/A to RWI/E exhibited in case No. 47/79, Hem Singh versus Assistant Manager, H.R.T.C. Thus it is found that respondent has passed the T.A./out night duty allowance the claimed by the applicant according to rules applicable and the amount due is lying with the Cashier of Dharamshala H.R.T.C. office which the applicant could receive any time.

6. The applicant has made a vague claim and produced no evidence to substantiate the arbitrary claim as submitted by him.

7. In result this petition is dismissed without any order to cost. The applicant, however, can receive the amount of Rs. 555.30 on account of his T.A. claim for September to November, 1978 as offered by the respondent.

This file be sent to the Secretary, Labour Department, Government of Himachal Pradesh, Shimla.

Announced.

H. D. KAINTHLA,

Presiding Officer, Labour Court for the State of Himachal Pradesh, Circuit at Sundernagar.

Dated 21st January, 1981

Before Shri H.D. Kainthla, Presiding Officer, Labour Court for the State of Himachal Pradesh, Circuit at Sundernagar

Petition No. 47 of 1979

Shri Hem Singh, Conductor, HRTC, Dharamshala
...Petitioner.

Versus

The Assistant Manager, HRTC, Dharamshala
...Respondent.

Application under section 33-C(2) of the Industrial Dispute Act.

ORDER

The applicant put his claim for T.A., overtime and night out allowance for the months of September to December, 1978 and January to May, 1979, as Conductor in Himachal Pradesh Road Transport Corporation (HRTC), Dharamshala region. Strangely enough he did not give the amount of the allowance due to him for the aforesaid period.

2. The respondent, HRTC, Assistant Manager, Dharamshala has put in the reply dated 4-11-1979 on 7-11-1979 that the applicant had submitted his T.A./night out allowance claim for the period September, 1978 to May, 1979 except for October, 1978. That the same had been checked and passed for payment as admissible under the rules, but on behalf of the applicant, the amount has not been collected. He can get the same any time within working hours.

3. The following issues were framed:—

1. Whether any amount on account of night allowance or overtime wages is due to the

applicant for the period September to December, 1978 and January to May, 1979 ? If so, how much ? OPR.

2. Relief.

4. The applicant appeared in evidence tendering the claim bills Ex. P 1 to Ex. P.9. The applicant has given the timings of duties performed out of the Headquarters and put the amount of T.A./out night duties allowance without giving rate arbitrary whereas the respondent has admitted the timings of such out of Headquarters duties correct as given by the applicant and has worked out the claim and found due according to rules applicable.

5. Shri Manjit Singh, Junior Auditor-cum-Accountant, HRTC, Dharamshala has appeared in evidence and referred to the T.A. rules and instruction per copy Ex.RWI/A to RWI/E. According to him the applicants claim comes to Rs. 572.70 paise in place of Rs. 1,954.50 shown by the applicant. Thus it is found that the respondent has passed the T.A./out night duty allowance claimed by the applicant according to rules applicable and the amount due is lying with the Cashier of Dharamshala, H.R.T.C. office which the applicant could receive any time.

6. The applicant had made a vague claim and produced no evidence except making his own statement to substantiate the arbitrary claim as submitted during the pendency of this petition.

7. In result this petition is dismissed without any order to costs. The applicant, however, can receive the amount of Rs. 572.70 paise offered by the respondent.

Announced.

Dated 21st January, 1981 H.D. KAINTHLA,
Presiding Officer, Labour Court,
for the State of Himachal Pradesh
Circuit at Sundernagar.

Before Shri H. D. Kainthla, Presiding Officer, Labour
Court for the State of Himachal Pradesh, Circuit
at Sundernagar

Petition No. 10 of 1979

Shri Souju Ram, Driver, HRTC, Dharamshala Unit
...Petitioner.

Versus

The Assistant Manager, HRTC, Dharamshala Unit
...Respondent.

Application under section 33-C (2) of the Industrial
Disputes Act.

ORDER

The applicant put his claim for T.A., over time and night out allowance for the months of September, October and November, 1978 as Driver in Himachal Road Transport Corporation (HRTC), Dharamshala region. Strangely enough he did not give the amount of the allowance due to him for the aforesaid period.

2. The respondent HRTC Assistant Manager, Dharamshala was summoned in the case for 9th June, 1979. He put in the reply dated 30-6-1979 that the applicant had not submitted his T.A./night out allowance claim for September to November, 1978.

3. This court ordered that the applicant should submit his precise claim vide order dated 9th June, 1979. Accordingly the applicant submitted his claim per Ex-P1 to P3 for September, October and November, 1978.

4. The following issues were framed:—

1. Whether the applicant is entitled to night out allowance from September, 1978 to Nov-

ember, 1978 of Rs. 699 or Rs. 33.50 as admitted by the respondent ? O. parties.

2. Relief .

5. On the applicant side no evidence whatsoever was produced except tendering the claim bills Ex. P 1 to Ex. P 3. The applicant has given the timings of duties performed out of the headquarters and put the amount of T.A./out night duties allowance without giving rates, arbitrary whereas the respondent has admitted the timings of such headquarters duties as correct as given by the applicant and has checked the claim and found due according to rules applicable.

6. Shri Manjit Singh, Junior Auditor-cum-Accountant, HRTC, Dharamshala has appeared in evidence and referred to the T.A. Rules and instruction per copy Ex.RWI/A to RWI/E exhibited in case No. 47/49 Hem Singh versus HRTC. Thus it is found that the respondent has passed the T.A./out night duty allowance claimed by the applicant according to rules applicable and the amount due is lying with the Cashier of Dharamshala H.R.T.C office which the applicant could receive any time.

7. The applicant has made a vague claim and produced no evidence to substantiate the arbitrary claim as submitted during the pendency of this petition.

8. In result this petition is dismissed without any order to cost. The applicant, however, can receive the amount of Rs. 33.50 paise from the HRTC office, Dharamshala any time during working hours.

Announced.

Dated 21st January, 1981 H.D. KAINTHLA,
Presiding Officer, Labour Court
for the State of Himachal Pradesh
Circuit at Sundernagar.

Before the Presiding Officer, Labour Court for the State
of Himachal Pradesh, Shimla

Case No. 49/79

Himachal Pradesh State Forest Corporation Employees Union, Shimla ... Applicant.

Versus

Himachal Pradesh State Forest Corporation Ltd., Shimla ... Respondent.

Application under Section 33-C(2) of the Industrial Disputes Act.

FURTHER ORDER

In continuation to the order dated 22-5-1980, made in this claim petition, disposing of issues No. 1 to 3, the remaining issues No. 4 to 6 which are as under, are now taken up for determination.

4. Whether the decision of the respondent in reducing the bonus from 20% to 8.33% is arbitrary and illegal and the applicants are entitled to the restoration at the rate of 20% ? OPP

5. Whether from 95% of the employees, the excess bonus of 8.33% has been recovered and if so, to what effect ? OPR

6. Relief :

FINDINGS ON THE AFORESAID ISSUES

Issue No. 4 :

2. The respondent Forest Corporation initially on 26-6-1976, per resolution copy of which is Ex. R 1, decided that the bonus at the rate of 8.33% be paid to the staff/officers working in head office and Nahar Factory. In respect of Bilaspur Rosin and Turpentine Factory the bonus at the rate of 4% was passed to be paid.

3. Against the above decision regarding bonus, the employees of the Head Office, Shimla, Rosin and Turpentine Factory Bilaspur and Nahan Factory represented that they may be paid bonus at higher rates. Thereupon the Forest Corporation Board revised the bonus rates for Nahan (R&T) Factory at the rate of 14.49% and for head office employees at the rate of 20% while the Bilaspur R & T Factory employees were allowed the same previous rate of 4% bonus. This change of bonus rates was done in the Forest Corporation Board meeting dated 27-4-1977. In this behalf statement of Shri P. D. Nanda, Assistant in the Office of the Managing Director Himachal Pradesh State Forest Corporation, Shimla (RWI) may be referred.

4. Again Bilaspur R & T Factory employees represented for higher bonus. Consequently the Corporation Board in its meeting dated 31-12-1977, per resolution copy of which is Ex. R. 5, revised the bonus to head office employees at the rate of 8.33% and brought at par with the Bilaspur Factory employees i. e. the latter were given 4.33% incentive production payment in addition to the earlier 4% bonus awards to them.

5. The head office employees have made the claim that they are entitled to get the bonus at the rate of 20% as initially awarded to them, and that further reduction to 8.33% is arbitrary and uncalled for. They claim that on the existing right on the basis of the bonus schemes as initially approved by the respondent, entitled them to the monetary benefit computed accordingly under section 33-C (2) of Industrial Dispute Act.

6. The contention on the side of the respondents is that they have rationalised the scheme of bonus payment to be at par for all the employees of the Corporation and that the loss suffered by the corporation do not justify the grant of 20% bonus to the head office employees. To the stand taken up by the respondent is not tenable by facts and under law. Firstly once the bonus having been awarded according to scheme, it could not be altered and revised unilaterally by the respondents without giving any hearing to the applicants employees of the head office. Recovering the amount of bonus already sanctioned and paid, from the applicants/head office employees was not only putting them to financial hardship but brought with penal civil consequences resulting in financial loss. So the principles of natural justice were violated in revising the bonus scheme to the detriment of the applicants and existing and recognized right was denied to them without giving hearing.

7. Secondly the revised scheme of bonus appears to be arbitrary adopted, causing reduction of 11.67% bonus to the head office employees on the ground of loss suffered by the corporation, as no loss what so ever was incurred by the respondent corporation for the relevant year of 1974-75 as shown in its First Annual Accounts and Reports which on the contrary shows the bonus payment is duly accounted for and still not profit amounts to Rs. 9,765.19. So there was no justification whatsoever for reducing the bonus on the ground of so called losses suffered by the corporation as indicated per Ex. R 5 decision dated 31-12-77. Payment on uniform basis to all the employees or the three units of the corporation i. e. (i) Head Office, (ii) Nahan R & T Factory and (iii) Bilaspur R & T Factory is also untenable per Ex. R 5, only the bonus of head office employees and Bilaspur Factory were brought at par but Nahan unit was not affected by this decision, thereby allowing them bonus as the rate of 14.49 per cent as decided by the respondents Corporation Board in its meeting dated 27-4-1977. For the above, this issue is held in affirmative.

Issue No. 5 :

10. The fact that from 95 % of the employees, the amount of bonus in excess to 8.33% has been recovered by the respondent corporation, in no way affects the right of refund of the same amount to the applicants.

RELIEF :

11. For the foregoing findings on the issues, the applicants/head office employees of the corporation at Shimla are to be paid the amount of bonus deducted and recovered from them at the rate of 11.67% for the year 1974-75 in addition to 8.33% allowed. No order as to costs.

12. This order shall be in continuation to the earlier order dated 22-5-1980 as consolidated order. This order shall also be applicable in case No. 35/79, M.S. Jain vs. Himachal Pradesh State Forest Corporation and case No. 90/78 Satish Kumar versus H. P. State Forest Corporation. Copy of this order be placed on the record of the said cases for completion of record. The copy of this order be sent to the applicants representative, Shri J. K. Badhab, General Secretary H. P. State Forest Corporation Ltd. Head Office payment on uniform basis in all the employees of the three units of the Corporation i. e. (i) Head Office, (ii) Nahan R&T Factory and (iii) Bilaspur R&T Factory per Ex. R 5 only the bonus of head office employees and Bilaspur Factory were brought at par but Nahan unit was not affected by this decision, thereby allowing them bonus at the rate of 14.49% as decided by the respondent corporation Board in its meeting dated 27-4-1977. For the above, this issue is held in affirmative.

Issue No. 5 :

The fact that from 95% of the employees, the amount of bonus in excess to 8.33% has been recovered by the respondent Corporation, in no way affects the right of refund of the same amount to the applicants.

RELIEF :

9. For the foregoing findings on the issues, the applicants/head office employees of the corporation at Shimla are to be paid the amount of bonus deducted and recovered from them at the rate of 11.67% for the year, 1974-75. No order as to costs.

10. This order shall be read in continuation to the earlier order dated 22-5-1980 as consolidated order. This order shall also be applicable in case No. 35/79 M.S. Jain versus H.P. State Forest Corporation and case No. 90/78 Satish Kumar versus Himachal Pradesh State Forest Corporation. Copy of this order be placed on the record of the said cases for completion of record. The copy of this order be sent to the applicants representative, Shri J. K. Badhab General Secretary, Himachal Pradesh State Forest Corporation Ltd., Head Office employees Union, Shimla and the respondents management.

Announced in the open court.

Sd/-
(H. D. KAINTHLA),
Presiding Officer, Labour Court
for State of Himachal Pradesh,
Circuit at Shimla.

In the Labour Court for the State of Himachal Pradesh
Circuit at Solan

Ranjit Singh son of Shri Mohinder Singh, resident of
village Attawa, U.T. Chandigarh ...Applicant.

Versus

Satnam Chemical Industry village Baddi, Tehsil
Nalagrah, District Solan, through its partners
...Respondent.

Application under sub-section (2) of section 15 of the
Payment of Wages Act for the recovery of Rs. 9,000 as
arrears of wages due from the respondents.

ORDER

The applicant has made claim for recovery of
Rs. 9,000 amount of wages at the rate of Rs. 400 per

month for having worked with the respondents. This amount relates to the period from 1-11-1976 to 15-5-1979.

The application is made under sub-section (2) of section 15 of the Payment of Wages Act. Obviously this application is preferred before this labour court which has no jurisdiction to entertain the matter in issue of the recovery of wages because the Presiding Officer of this labour court has not been appointed under Government notification to be the Authority to hear and decide such claims of wages under section 15 (1) of the Payment of Wages Act. So the application has been put in a wrong forum which has no jurisdiction in the matter.

3. Moreover, the claim covers the back wages for 2 1/2 years period while the proviso to sub-section (2) of section 15 of the Payment of Wages Act lays down the period of 12 months for recovery of wages due. Therefore, also the claim petition having been filed on 27-6-79 can cover less than 12 months period i.e. with effect from 27-6-1978 to 15-5-1979 which is the period falling within twelve months from the date of filing the petition.

4. In result this application is dismissed as misdirected and filed as a court without jurisdiction. The applicant may seek his remedy in a competent court of law. No order regarding costs. The copy of this order be sent to the applicant.

Announced in the open Court.

Sd/-
Dated: 28-1-1981. *Presiding Officer, Labour Court
for State of Himachal Pradesh,
Circuit at Solan.*

Before the Presiding Officer, Labour Court for the State
of Himachal Pradesh, Shimla

Case No. 49/79

Himachal Pradesh Forest Corporation Employees
Union, Shimla ...Applicant.

Versus

Himachal Pradesh State Forest Corporation Ltd.,
Shimla ...Respondent.

ORDER

H.P. State Forest Corporation, Head Office Employees-Union, Shimla, is the applicant in this case representing 17 employees of the respondent-Corporation. They have filed this application under section 33-C (2) of the Industrial Disputes Act (I.D. Act), regarding the claim of bonus amount. They were paid firstly 20% bonus for the year, 1974-75 but later on this bonus awarded was reduced to 8.33% and the amount already paid in excess of 8.33% was recovered from the applicants. Now the applicants want the determination of the amount. The amount of bonus which they claim back now is given per list attached to their application.

The Respondent-Corporation has opposed this claim on legal objections and on merits it is stated that there were different rates of bonus for the employees of the Corporation of different units and with a view to have uniform scheme of bonus, it was fixed at 8.33%.

The respective contentions of the parties gave rise to the following issues:—

- (1) Whether the claim petition for restoration of bonus reduction from 20% to 8.33% is a matter covered by section 33-C (2) of Industrial Dispute Act and not a matter of reference of Industrial Tribunal? OPP.
- (2) Whether in face of the rejection of this claim matter for a reference of a Industrial Tribunal by the Government previously, the present petition does not lie? OPR.
- (3) Whether this claim petition is time barred? OPR.
- (4) Whether the decision of the respondent in reducing the bonus from 20% to 8.33% is arbitrary and illegal and the applicants are

entitled to its restoration at the rate of 20% OPP.

- (5) Whether from 95% of the employees, the excess bonus of 8.33% has been recovered and if so, to what effect? OPR.
- (6) Relief.

Issues No. 1 to 3 have been taken as preliminary issues.

FINDINGS ON THESE ISSUES

Issue No. 1 :

From the written statement of the respondent corporation, it is clear that the bonus amount at the rate of 20% had been allowed to the applicants and later on the scheme was modified by reducing the bonus to 8.33% and the difference of excess amount recovered. So it is not a matter of disputed right regarding the awarding of bonus claim to the applicants but only the quantum and amount of the bonus is in dispute. In such a case the authority A.I.R. 1968 Supreme Court 218: *East India Coal Co. Ram-shwer*, is applicable. It lays down as under:

"It is clear that the right to the benefit which is sought to be computed must be an existing one, that is to say already adjudicated upon or provided for and must arise in the course of and in relation to the relationship between an industrial workmen and his employer. Since the scope of sub-section (2) of section 33-C is wider than that of sub-section (1) and the sub-section is not confined to cases arising under an award, settlement or under the provision of chapter VA, there is no reason, to hold that a benefit provided by a statute or a scheme made thereunder, without there being anything contrary under such statute or section 33 C (2) can not fall within sub-section (C). Consequently the benefit provided in the bonus scheme made under the Coal Mines Provident Fund and Bonus Scheme Act, 1948 which remains to be computed must fall under sub-section (2) and the Labour Court therefore had jurisdiction to entertain and try such a claim, it being a claim in respect of an existing right arising from the relationship of an industrial workmen and his employer.

On the other side, 1975 Labour and Industrial cases (Page-1180) *Aranha vs. Universal Radiators*, Madras High Court authority has been cited. This authority says that the disputed claim of bonus is not covered under section 33 C (2) of the I.D. Act but can be settled by the Industrial Tribunal as a regular industrial dispute.

This Madras High Court authority can not be followed. Firstly, the facts of the two cases are different. In that Madras case, the very right and claim of bonus was in dispute while here in the instant case, the amount of bonus is in controversy. Secondly, the above referred Supreme Court authority has to prevail which appears not to have been noticed by the Hon'ble Madras High Court.

Therefore, this issue is held for the applicants that the claim matter is entertainable in this application.

Issue No. 2 :

This issue in the face of finding on Issue No. 1, does not arise.

Issue No. 3:

This issue has not been pressed and is also covered by the Supreme Court authority referred under issue No. 1 above.

Announced:

May 22, 1980.

H. D. KAINTHLA,
*Presiding Officer Labour Court,
for the State of Himachal Pradesh.*

Present: Shri O.P. Sharma A.R. for applicants.
Shri Prem Goel A.R. for respondents.

The above findings have been announced to the parties present. Now the respondents may produce their evidence on the next date of hearing on the remaining Issue 4 and 5 on July 1, 1980.

Before the Presiding Officer, Labour Court for the State of Himachal Pradesh, Shimla

Case No. 49/79

Himachal Pradesh State Forest Corporation Employees Union, Shimla

Versus

Applicant.

H.P. State Forest Corporation Ltd., Shimla .. Respondent.

FURTHER ORDER

Application under section 37-C(2), Industrial Dispute Act.

In continuation of the Order dated 22-5-1980, made in this claim petition, disposing of Issues No. 1 to 3, the remaining issue Nos. 4 to 6 which are as under, are taken up for determination:—

4. Whether the decision of the respondent in reducing the bonus from 20% to 8.33% is arbitrary and illegal and the applicants are entitled to this restoration at the rate of 20%? OPP.
5. Whether from 95% of the employees the excess bonus of 8.33% has been recovered and if so, to what effect? OPR.
6. Relief.

FINDINGS ON THE AFORESAID ISSUES

Issue No. 4:

2. The respondent Forest Corporation on 26-6-1976 per resolution copy of which is Ex. R.1, decided that bonus at the rate of 8.33% be paid to the staff/officers working in head office and Nahan Foundry. In respect of Bilaspur Rosin and Turpentine Factory the bonus at the rate of 4% was passed to be paid.

3. Against the above decision regarding bonus the employees of the Head Office Shimla, Rosin and Turpentine Factory, Bilaspur and Nahan Factory represented that they may be paid bonus at higher rates. Thereupon the Forest Corporation Board revised the bonus rates for Nahan (R&T) Factory at the rate of 14.40% and for head office employees at the rate of 20% while the Bilaspur R&T Factory employees were allowed the same previous rate of 4% bonus. This change of bonus rates was done in the Forest Corporation Board meeting, dated 27-4-1977. In this behalf statement of Shri P.D. Nanda, Assistant in the office of the Managing Director, Himachal Pradesh State Forest Corporation, Shimla (RW 1) may be referred.

4. Again Bilaspur R&T Factory employees represented for higher bonus. Consequently the Corporation Board in its meeting dated 31-12-1977, per resolution copy of which is Ex. R 5 revised the bonus to head office employees at the rate of 8.33% and brought at par with the Bilaspur factory employees while the latter were given 4.33% incentive production payment in addition to the earlier 4% bonus awarded to them.

5. The head office employees have made the claim that they are entitled to get the bonus at the rate of 20% as initially awarded to them, and that further reduction to 8.33% is arbitrary and uncalled for. They claim that on the existing right of the bonus scheme as initially approved by the respondent, entitles them to the minority benefit computed accordingly under section 33-C(2) of Industrial Dispute Act.

6. The contention on the side of the respondents is that they have rationalised the scheme of bonus payment to be at par for all the employees of the Corporation and that the loss suffered by the Corporation do not justify the grant of 20% bonus to the head office employees. The stand taken up by the respondent is not tenable by the facts and under law. Firstly, once the bonus having been awarded according to scheme, it could not be altered and revised unilaterally by the respondents without giving any hearing to the applicants/employees of the head office. Recovering the

amount of bonus, already sanctioned and paid, from the applicants/head office employees was not only putting them to financial hardship but was fraught with penal civil consequences resulting in financial loss. So the principles of natural justice were violated in revising the bonus scheme to the detriment of the applicants and their existing and recognised right was denied to them without giving hearing.

7. Secondly the revised scheme of bonus appears to be arbitrary adopted causing reduction of 11.67% to the head office employees on the ground of loss suffered by the corporation, as no loss whatsoever was incurred by the respondent corporation for the relevant year of 1974-75 as shown in its first annual accounts and reports which on the contrary shows the bonus payment duly accounted for and still net profit coming to Rs. 9,788.19. So there was no justification whatsoever for reducing the bonus on the ground of so called losses suffered by the corporation as indicated per Ex.R5 decision dated 31-12-1977. Again the ground of rationalisation of the bonus payment on uniform to all the employees of the three units of the Corporation i.e. (i) Head Offices, (ii) Nahan R&T Factory and (iii) Bilaspur R&T Factory per Ex. R 5, only the bonus of head office employees and Bilaspur Factory were brought at par but Nahan unit was not affected by this decision, thereby allowing them bonus at the rate of 14.49% as decided by the respondent, Corporation Board in its meeting dated 27-4-1977. For, the above, this issue is held in affirmative.

Issue No. 5:

8. The fact that from 95% of the employees, the amount of bonus in excess to 8.33% has been recovered by the respondent corporation, in no any effect the right of refund of the same amount to the applicant.

Relief:

9. For the foregoing findings on the issues, the applicants/head office employees of the Corporation at Shimla are to be paid the amount of bonus deducted and recovered from them at the rate of 11.40% for the year, 1974-75. No order as to costs.

10. This order shall be read in continuation to the earlier order dated 22-5-1980 a consolidated order. This order shall also be applicable in Case No. 35/79, M.S. Jain vs. Himachal Pradesh State Forest Corporation and Case No. 90/78, Satish Kumar vs. Himachal Pradesh State Forest Corporation. Copy of this order be placed on the record of the said cases for completion of record. The copy of this order be sent to the applicants representative, Shri J.K. Badhan, General Secretary, Himachal Pradesh State Forest Corporation Ltd., Head Office Employees Union, Shimla and the respondents-Management.

Announced in the open Court.

Dated the 25th January, 1981.

H. D. KAINTHLA,
Presiding Officer, Labour Court,
for State of H.P.,
Shimla at circuit.

Before the Presiding Officer Labour Court Himachal Pradesh
Camp at Solan, Himachal Pradesh

Case No. 45 of 1977, Date of decision: 28-5-1979

Shri Laxmi Datt ... Petitioner.

Versus

Solan Food Products Private Ltd. ... Respondents.

Application under section 33-C(2) of the Industrial Disputes Act, 1947.

ORDER

The petitioner was an Accountant with the respondent M/s Solan Food Products (P) Ltd., Solan. He was getting a salary of Rs. 230 per month.

According to the petitioner he worked as Accountant

with the respondent till 2-8-1976 when he was verbally asked that he need not attend the office as his services were no longer needed. That this termination was without one months' notice as required under section 25(f) of the Industrial Disputes Act. So the petitioner claimed one months salary plus the retrenchment compensation of 6½ months salaries i.e. calculated for 13 years and 4 months services duration with the respondents' under section 25(f) (b). His total claim is for Rs. 1,725.00.

The respondent contested the claim on various grounds. They contended that the services of the petitioner were neither terminated nor retrenched but he himself stopped coming and attending the office. That he lost the job by his own act and conduct and was doing part-time job of "PUROHITS" Astrologer during the service with the respondents also. The respondents liability to any such claim as asserted by the petitioner was denied.

The respondent questioned the maintainability of the claim before the labour court on the ground that the same should have been addressed to the State Government who should have forwarded it to the appropriate labour Court.

The petitioner filed rejoinder to the written statement of the respondent denying the allegations of his voluntary withdrawal from the service and explained that the Director and the Manager of the respondent's company sacked him on the first available opportunity on 2nd August, 1976 as he had committed indiscretion of lodging a civil suit for the recovery of his past salary arrears before the learned Senior Sub-Judge, Solan and the 1st hearing in the said suit was 31-7-1976.

Regarding the claim being addressed to the labour Court, it is stated that the petitioner was advised by the Labour Commissioner Himachal Pradesh vide his letter dated 18th July, 1977 to lay the claim before the Labour Court.

My learned predecessor raised the following issues to dispose of this claim controversy between the parties:

- (1) Whether the petitioner has been retrenched and is entitled to get the retrenchment compensation, if so to what amount? OPP.
- (2) Whether the petitioner is entitled to one month's salary in lieu of notice? OPP.
- (3) Relief.

FINDINGS ON ISSUES

The petitioner has stated on oath that he was retrenched on 2-8-1976 when he was drawing Rs. 230 per month as his monthly wages. He further stated that after retrenchment he put his claim before the Conciliation Officer where the respondent did not join the proceedings. So he had to file this petition thereafter.

There is practically no rebuttal to this evidence of the petitioner except the fact made out by Shri Manohar Chauhan Labour Inspector, Solan (RW-1) that the petitioner had not filed any application in the office of the Labour Commissioner for getting retrenchment benefit from the respondent though he had told him verbally that he had been retrenched by the respondent and that he had not been paid any retrenchment compensation. He further stated that he advised the petitioner to approach the Conciliation Officer who was the concerned authority.

From the above evidence it is very plain that the petitioner has not pointed out or proved any orders or scheme of retrenchment followed under section 25-F of the Industrial Disputes Act by the respondents. The respondents have denied that they terminated the services of the petitioner or effected any retrenchment much loss in a formal manner. But the fact remains that the service of the petitioner were terminated by the respondent on 2-8-1976.

In such a situation the petitioner could claim the retrenchment compensation or re-instatement or compensation for wrong full termination of the service. But this remedy could be avoided by him by way of raising the dispute and having

it referred to the Industrial Tribunal by the State Government. The summary remedy of recovery of the compensation amount and its determination in such a case, cannot be under section 33(C)(2) of the Industrial Disputes Act. The law in such a case is as under as explained by the learned author of "The Law of Industrial Disputes, 1973" Second edition—by Malhotra, published by N.M.Tripathi (Vol. I, Page-721).

"The payment of compensation as required by S-25-F(b) is a mandatory pre-condition and the order made without complying with this requirement cannot constitute a valid retrenchment. In such a case the termination of service cannot be treated as a 'sort of retrenchment' (q). Any purported retrenchment will be void *abinitio* and therefore, invalid and inoperative in law. It will be a case of unlawful termination of service. The workman will be entitled to reinstatement and full wages for the period he is kept out of employment. However, the remedy of the workman is to raise an industrial dispute under S.22 and have the unlawful order of the employer set aside by an industrial tribunal on reference. Since such termination of service is not retrenchment, the question of retrenchment compensation cannot arise. In other words, the retrenchment compensation is payable only when there is 'retrenchment' within the meaning of the term defined in S. 2(09) i.e., discharge of surplus labour or staff by the employer for any reason whatsoever otherwise than as a punishment inflicted by way of disciplinary action".

The Hon'ble Supreme Court has explained the law on the point in *A.I.R. 1970 Supreme Court 237, U.P., Electric Supply Co., Ltd., Appellant versus R.K. Shukla and others respondents* that:

"If the liability arises from an onward, settlement or under the provisions of Ch.V A or by virtue of a statute or a scheme made thereunder more denial by the employer may not be sufficient to negative the claim under section 33C(2) before the Labour Court. Where however, the right to retrenchment compensation which is the foundation of the claim is itself a matter which is exclusively within the competence of the Industrial Tribunal to be adjudicated upon on a reference, it would be straining the language of section 33-C(2) to hold that the question whether there has been retrenchment may be decided by the Labour Court. The power of the labour Court is to compute the compensation claimed to be payable to the workmen on the footing that there has been retrenchment of the workmen. Where retrenchment is conceded, and the only matter in dispute is that by virtue of Sec. 25-FF no liability to pay compensation has arisen the Labor Court will be competent to decide the question. In such a case the question is one of computation and not of determination, of the conditions precedent to the accrual of liability. Where, however, the dispute is whether workmen have been retrenched and computation of the amount is subsidiary or incidental the Labour Court will have no authority to trespass upon the powers of the Tribunal with which it is statutorily invested."

It appears that the petitioner did not raise this claim of retrenchment compensation and one month's pay in lieu of notice even before the Conciliation Officer, District Solan which the purports to have been referred to the Learned Labour Commissioner vide Ex.-P.2 and P.1. Ex.P.2 is the memo dated 4th July, 1977 of Labour Commissioner to Conciliation Officer, Solan stating that the petitioner requested for the payment of outstanding dues from the management and had not raised any dispute in terms of Industrial Dispute Act, 1947. That his request for payment of his dues can be redressed by filing an application under section 33-C(2) of the Industrial Disputes Act, 1947 before the Labour Court. This memo copy has been endorsed to the petitioner by the Conciliation Officer on 18th July, 1977.

Prior to this the Conciliation Officer had advised the petitioner to pursue the matter with the appropriate authorities of the Government who had been informed of the failure of the conciliation proceedings.

Again it is clear from the record that the petitioner did not make any demand on the respondent management for the claim of retrenchment compensation and one month's salary amount in lieu of the notice. He at the best may have raised the said claim before the Conciliation Officer which is not clear on the record. In any case no reference of industrial dispute can be made in such a situation as laid down in A.I.R. 1970 Delhi 69, *F. L. Corporation (Pvt.) Ltd. versus Union of India* following A.I.R. 1968 supreme court 529. Here the law laid down is that—

"If no dispute at all was raised by the respondents, with the management, any request sent by them to the Government would only be a demand by them and not an industrial dispute between them and their employer. An industrial dispute, as defined, must be a dispute between employers and workmen. A mere demand to a Government with a dispute being raised by workmen with their employer, cannot become an industrial dispute. Consequently the material before the Tribunal clearly showed that no such industrial dispute, as was purported to be referred by the State Government to the Tribunal had ever existed between the appellant Corporation and the respondents and the State Government in making a reference, obviously, committed an error in basing its opinion on material which was not relevant to the formation of opinion".

Issue No. 2:

It is one month's salary claim in lieu of notice which is also covered by the same considerations as discussed in issue No. 1 above.

Issue No. 3:

In short this claim petition fails. The parties are left to bear their own costs in the case.

The above order is announced to the parties at Solan on 28th day of May, 1979.

Sd/-
Solan, the 28th May, 1979. *Presiding Officer, Labour Court, Himachal Pradesh, Camp at Solan.*

Before Shri H. D. Kainthla, Presiding Officer, Labour Court for the State of Himachal Pradesh, Circuit at Sander Nagar (Himachal Pradesh)

CASE NO. 11/79

Om Prakash Mechanic, Himachal Road Transport Corporation, Dharamshala .. Petitioner.

Versus

1. The General Manager, H.R.T.C., Shimla.
2. The Divisional Manager, Dharamshala.
3. The Assistant Manager, H.R.T.C., Dharamshala .. Respondents.

Application under section 33-C(2) of the Industrial Disputes Act, 1947.

ORDER

The applicant Om Prakash Mechanic was appointed in erstwhile Mandi-Kullu Road Transport Corporation (MKRTC) Mandi as Fitter on 1-10-1953. He was promoted as Mechanic from 1-4-1966. He was confirmed with effect from 27-11-1966.

2. He alleges that he has not been paid annual increment from 1975 as yet despite several requests made in writing and verbal. So the applicant has moved this Court to determine the amount due to the petitioner.

3. The respondents Himachal Road Transport Corporation (HRTC) Management has put in written statement regarding the claim made by the applicant that it is wrong to contend on the part of the applicant that he has not been paid his annual increments from 1975. According to them the applicant was allowed increment with effect from 1-1-1975 raising his pay from Rs. 202 to Rs. 210 in the pay scale of Rs. 140-6-170/8-210/10-300. However, he was not allowed to cross Efficiency Bar with effect from 1-1-1976 as

there was a case under inquiry against him in which he was charge-sheeted on 31-12-1976. He has further been charge-sheeted on 6-3-1979 for disobedient of orders of his superiors and gross misconduct. That in such circumstances the applicant is not entitled to cross Efficiency Bar under Fundamental Rule 25 and Rule 15 of Himachal Road Transport Corporation (Class, III and IV) Service Recruitment, Promotion and Certain Conditions of Services, Regulations, 1975 due to departmental proceedings pending against him.

4. To settle the dispute between the parties the following issues were framed:

- (1) Whether not allowing the crossing of the EB at Rs. 210 in the scale of Rs. 140-6-170/8-210/10-300 with effect from 1-1-1976 is justified.
- (2) Relief.

FINDING OF THE ISSUES

Issue No. 1:

5. Strangely enough the applicant has neither attached any schedule of his claim amount on account of denial of annual increment from 1975 onward nor he has care to state the amount of pay he was drawing in 1975 and the amount to which he was entitled after allowing annual increments to him. Not only this but the applicant has not given those facts in his statement made before the Court to support his claim. He simply stated that in January, 1976 annual increment was due to him which has not been given despite requests. He further stated that he was not being proceeded for any disciplinary action at that time by way of charge-sheet. In 1977 he was given charge-sheet but increment has been stopped to him since 1976. He also stated that he was not informed by the management that efficiency Bar crossing has been disallowed to him.

6. Now the question to be determined is whether the applicant is entitled to the crossing of Efficiency Bar as a matter of right or the management is authorised and justified to disallow the same, of course for good reasons.

7. Admittedly inquiry regarding the disciplinary proceedings was going on against the applicant which culminated in serving of a charge-sheet on the applicant in 1977. The stand of the management is that under the rules the management was competent to withhold and disallow crossing of Efficiency Bar to the applicant.

8. The formal order passed disallowing the crossing of the Efficiency Bar of the applicant is per copy Ex. RI dated 17-5-1977 and the Efficiency Bar crossing is disallowed with effect from 1-1-1976 by not raising his pay from Rs. 210 to Rs. 220. In fact the annual increment in 1976 had been withheld to the applicant at the stage of Rs. 210 as the Efficiency Bar was there to be crossed and cleared by the applicant.

9. The relevant rules on the matter of crossing of Efficiency Bar may be noticed as under:—

REGULATION 15

- (1) Himachal Road Transport Corporation (Class-III and IV) Service (Recruitment, Promotion and Certain Conditions of Service) Regulations, 1975—Crossing of Efficiency Bar.

"No member of the service holding a post in a regular capacity shall be allowed to cross the efficiency bar in a scale of pay unless in the opinion of the competent authority the work and conduct of the employee concerned has remained satisfactory that his integrity is unquestionable, and that he is not the subject matter of any Department Vigilance/Criminal proceedings and/or an enquiry".

- (2) F.R. 25 which deal with the efficiency bar is as under:—

"F.R. 25, where an efficiency bar is prescribed in a time scale the increment next above the bar shall not be given to a Government servant without the specific sanction of the authority empowered to withhold increments under Rule 24 or the relevant disciplinary rules applicable to the Government servant or any

other authority whom the President may, by general or special order authorise in this behalf."

10. So the above rules authorise the management to withhold or disallow the crossing of Efficiency Bar to its employees. The provisions of these rules are to the effect that the employee of the Corporation has to earn this right of crossing of Efficiency Bar by efficient performance of duties. No employees shall be entitled to claim the next stage in the salary scale where Efficiency Bar falls, unless the management gives clearance in specific and positive terms for allowing the crossing of Efficiency Bar.

11. In the instant case the applicant himself admits that the next increment at the stage of Efficiency Bar was withheld to him in 1976 and he was served with charge-sheet in 1977. This shows that all was not well in regard to performance of duties by the applicant and that is why he was not cleared for release of the next increment falling due to the stage of Efficiency Bar. So it cannot be held that the respondent management was not justified in withholding and disallowing the crossing of Efficiency Bar at Rs. 210 in the scale of Rs. 140-6-170/8-210/10-300, with effect from 1-1-1976. The issue thus is held against the applicant.

Issue No. 2:

RELIEF

12. The result follows that this petition stand dismissed but I pass no order regarding costs.

13. The order be communicated to the parties and file be sent to the Secretary, Labour Department, Government of Himachal Pradesh, Shimla.

Dated: 22nd January, 1981. H. D. KAINTHLA,
Presiding Officer, Labour Court,
for the State of Himachal Pradesh,
Circuit at Sundernagar.

बहुदेशीय परियोजना एवं विद्युत विभाग

शिमला-171002, 22 जून, 1984

संख्या विद्युत-छ (5)-8/82.—132के.वी.एस.सी. संचार लाइन
शमशेर विल्ला से कोलार के निर्माण के लिए भूमि अर्जित करने हेतु
हिमाचल प्रदेश, राजा विद्युत बोर्ड और हिमाचल प्रदेश सरकार का और से
सचिव, (शक्ति) हिमाचल प्रदेश सरकार के मध्य संलग्न इकरा न.मा
सब धाधा ण के सूचार्थ, भू-अर्जन अधिनियम, 1894 के धारा 42
के अन्तर्गत राजपत्र, हिमाचल प्रदेश, में प्रकाशित किया जाता है

आनन्द स्व रूप,
अव: सचिव।

AGREEMENT

THIS AGREEMENT is made on the 21st day of June, 1984, BETWEEN the Himachal Pradesh State Electricity Board having its headquarters at SHIMLA [as statutory body incorporated under the provisions of the Electricity Supply Act, 1948 (Act No. LIV of 1948)] through Shri K.C. Mahajan, Chairman, Himachal Pradesh State Electricity Board (hereinafter called "the Company") which expression shall, unless the context otherwise require, includes his successors in office and assignees) of the one part and the Governor of Himachal Pradesh through the Secretary (M.P. and Power), Government of Himachal Pradesh (hereinafter called "The Governor" which expression shall, unless the context otherwise require, include his successors in office and assignees) of the other part;

WHEREAS for the purpose of the construction of 132 K. V. Transmission Line from Shamsher Villa to Kolar in Villages Birla and Thana Kasoga, Tehsil Nahan, in District Sirmaur the company has applied to the Government of Himachal Pradesh for the acquisition under the provisions of the Land Acquisition Act, 1894 for the piece of land containing an area of 0.10 Bighas as per detail noted in the

specification below, situated in Villages Birla & Thana Kasoga, Tehsil Nahan, District Sirmaur and more particularly described in the schedule hereto and delineated in the plan hereunto annexed;

AND WHEREAS the said Government of Himachal Pradesh being satisfied by an enquiry held under section 40 of the said Act that the proposed acquisition is needed for the aforesaid purpose and the said work is likely to prove useful to public, has consented to acquire on behalf of the company, the piece of land hereinbefore described;

AND WHEREAS the said Government of Himachal Pradesh has required the company under the provisions of section 41 of the above mentioned Act to enter into the Agreement with the Governor hereinafter contained;

Now this indenture witnesseth that it is hereby agreed and declared as follows:—

1. On demand the company shall and will pay to the said Government all and every amount in lieu of the said land tendered, paid or awarded or to be tendered, paid or awarded by the Collector under the Land Acquisition Act, 1894 or by court or courts to which an appeal from the award of the said court may be preferred and all costs, charges and expenses of the proceedings in the aforesaid courts or otherwise incidental of the proposed acquisition or payable in respect thereof under the provisions of the said Act.

2. On demand made by the said Collector the obligations of the company under the last precedings clause not being thereby, limited the company shall and will deposit with the said Collector such sum or sums or money as in his discretion the said Collector may in anticipation of estimate be necessary for the purposes mentioned in the last preceding clause.

3. On payment by the company of all demands under the foregoing first clause, or in the discretion of the said Government (on deposit by the company of all estimated amounts as provided in the second clause), but not before possession shall have been taken under the provisions of the above mentioned Act, the Government shall make over possession of the said land to the company and shall execute and do all such acts and deeds as may be necessary and proper for effectually vesting the same in the company.

4. The said land shall be held by the company for the purposes of such as 132 K. V. Transmission Line from Shamsher Villa to Kolar in Sirmaur district as is hereinbefore mentioned and without the sanction in writing of the said Government first had and obtained for no other purpose whatsoever.

5. The construction of 132 K. V. Transmission Line from Shamsher Villa to Kolar in Sirmaur district shall be completed (and fully equipped in all respects ready for use) within minimum period of 2 years from the date on which possession of the said land shall have been given to the company.

6. Should the said construction of 132 K. V. Transmission Line from Shamsher Villa to Kolar not be completed (and fully equipped in all respect ready for use) within the period stated in the last preceding clause or within such further period as in its discretion may be prescribed or allowed by the said Government or should the said land at any time thereafter cease for a period of six consecutive months to be held and used or cease to be required for the purpose or purposes provided for in the foregoing fourth clause then and in any such case, the said Government may summarily re-enter upon and take possession of the said land together with all structures thereon, whether such structure were erected before or after the transfer of the land to the company; and thereupon the interest of the company in the said land and structures shall absolutely cease and determine.

7. On taking such possession the said Government may sell or otherwise deal with the said land and

structures as it may think proper:—

Sd/-

1. Under Secretary,
M.P.P. & Power to Government
of H. P. Sectt., Shimla-2.

All that piece or parcel of land situated in village Birla and Thana Kasoga containing an area detailed as under:—

SPECIFICATION

District: SIRMAUR		Tehsil: NAHAN	
Village	Khasra No.	Area	
1	2	Big. 3	Bis. 4
BIRLA	166/1	0	2
	62/2	0	2
THANA KASOGA	668/110/1	0	2
	663/110/1	0	2
	42/1	0	2
Total Kitta ..		5	10

PLANNING DEPARTMENT

NOTIFICATION

Shimla-171002, the 22nd June, 1984

No. PLG (ES)-B(2)-11/83.—In continuation of this Department's notification of even number, dated the 17th February, 1984 and in consultation with the Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to order the continuance of the *ad hoc* appointment of Shri K. K. Sharma, Deputy Director against the post of Joint Director in the Directorate of Economics and Statistics, Himachal Pradesh with effect from 1-3-1984 to 30-6-1984 on the same terms and conditions as laid down in the above notification.

B. B. TANDON.
Commissioner-cum-Secretary.

VIDHAN SABHA SECRETARIAT

NOTIFICATION

Shimla-4, the 27th June, 1984

No. 1-23/82-VS.—The Hon'ble Speaker, Himachal Pradesh Legislative Assembly is pleased to nominate Shri Jagdev Chand, M.L.A. as a Member of the Committee on Privileges (1984-85) in the vacancy caused by the resignation of Shri Kaul Singh Thakur, M.L.A. with immediate effect.

V. VERMA.
Secretary.

9. IN WITNESS WHEREOF Shri K. C. Mahajan, Chairman, Himachal Pradesh State Electricity Board for and on behalf of the Himachal Pradesh State Electricity Board and Shri K. C. Mahajan, Secretary (MPP & Power) to the Himachal Pradesh Government, Shimla-2 for and on behalf of the Governor of Himachal Pradesh have hereunto set their respective hands and seal on the day and year first above written.

K. C. MAHAJAN,
Chairman,
H. P. State Electricity Board,
Shimla.

WITNESSES:

- Sd/-
1. Member (Electrical),
H.P.S.E.B., Shimla-4.
Sd/-
2. Secretary
H.P.S.E.B., Shimla-4.

Signed, sealed and delivered
by—

WITNESSES

- हस्ता 0/-
1. अनुभाग अधिकारी
विद्युत शाखा,
हिमाचल प्रदेश सरकार,
शिमला-171002.
K. C. MAHAJAN,
Secretary (M.P.P. & Power)
to the Government of Himachal
Pradesh on behalf of Governor of
Himachal Pradesh.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि PUBLIC WORKS DEPARTMENT

NOTIFICATIONS

Una, the 10th May, 1984

No. PW/SE-ICU/WS/LA-Paper/84-5168-71.—Whereas it appears to the Governor, Himachal Pradesh that the land is likely to be required to be taken by the Himachal Pradesh Government at the public expenses for a public purpose namely for c/o Water Supply Scheme

in Village Sure Ropa in Teh. Amb, District Una, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the

undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may within 30 days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Hamirpur.

SPECIFICATION

District: UNA

Tehsil: AMB

Village 1	Khasra No. 2	Area	
		Kanal 3	Marla 4
SURI	5628/1 29/1	1 5	9 10
Total ...	2	6	19

Sd/-
Superintending Engineer,
I&PH Circle, H. P., P.W.D., Una.

Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for*. It is hereby notified that the land in the locality described below is likely to be acquired for the said* purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition (I), District Shimla and Outer Seraj of Kullu, H.P. P.W.D., Shimla-2.

*Construction of Pandadhar-Delath road.

No. SE-II-R-54-4/83-10532-35.

Shimla-3, the 22nd May, 1984.

SPECIFICATION

District: SHIMLA

Tehsil: RAMPUR

Village 1	Khasra No. 2	Area	
		Big. 3	Bis. 4
BERKALI	778	6	11
	120	0	18
	125	5	3
	126	0	13
	131	0	17
	561	0	14
	130	2	18
	84	2	10
	559	2	5
	560	1	8
	85	3	7
	115	3	3
	116	0	4
	118	2	17

1	2	3	4
	129	3	0
	144	3	15
	136	1	9
	137	0	12
	139	4	16
	117	0	14
	119	3	1
	127	7	14
	556	48	0
	566	17	13
	779	49	1

Kitta ... 25

173 3

*Construction of Bhuti-Delath Road.

No. SE-II-R-54-5/84-9659-62.

Shimla-3, the 7th June, 1984.

JUNI

845/790	5	1
756/563	10	10
779/564	1	9
98	3	12
340 min	4	0
341	4	13
296	3	18
340 min	3	0
342	3	13
297	5	7
199	3	7
235	0	5
234	0	11
810/44	6	19
295	2	17
238	6	8
239	0	18
240	1	18
252	1	1
201	7	14
877/208	9	7
209	3	0
333	9	0
874/208	5	5
875/208	2	15
876/208	3	0
200	2	14
207	3	3
210	2	17
242	4	11
802/501	9	10
99	0	0
301	8	3
290	0	0
493	0	0
563	0	0
564	0	0
561	0	0
562/1	0	0
580	0	0
579	0	0
565	0	0
591/563 min	3	14
595/563 min	0	18
603/563	0	10
544/563 min	4	18
844/563	4	19
591/563 min	3	13
595/563 min	0	17
595/563 min	2	6
598/563	0	19
843/563	6	8
241	0	11
236	0	17
43	4	15
881/44	0	14

Total Kittas .. 56

176 15

Tehsil : NANKHARI

No. SE-II-R-54-4/84-10520-23.

Shimla-3, the 22nd June, 1984.			
DELATH	58	13	1
	59	5	8
	60	0	13
	39	2	0
	41	1	19
	40	1	10
	43	0	5
	37	8	14
	38	0	9
	36	4	6
	57	1	17
	55	2	2
	56	9	3
	31	2	12
	51	2	19
Total Kittas ..	15	47	18

No. SE-II-R-54-4/84-10524-27.

TIKKRI	493/174	1	10
	495/174	4	13
	164	2	12
Total Kittas ..	3	8	15

No. SE-II-54-4/84-10516-19.

BRACH	276/28	4	9
	278/31	0	19
	300/104	0	14
	151	2	9
	155	1	6
	277/28	5	5
	279/31	1	0
	301/104	2	18
	32	2	11
	38	2	6
	143	1	13
	150	1	9
	156	3	17
	157	1	12
	39	10	19
	40	0	15
	142	0	18
	205	1	4
	141	0	11
	203	7	12
	37	4	6
	51	7	3
	28/1	3	15
	41	7	0
	52	3	17
	55	1	3
	323/257/17 min	2	7
	322/257/17 min	2	7
	105	1	5
	148	2	12
	140	2	16
	149	0	15
	147	2	11
	36	2	7
	53	3	5
	54	1	2
	204	1	16
	152	1	8
Total Kittas ..	38	106	2

No. SE-II-R-54-4/84-10540-43.

NWAN	178	8	2
	181	2	16
	187	1	19
	174	2	2
	151	5	9
	386	1	18
	304	1	6
	179	3	12

1	2	3	4
	298	0	16
	182	4	8
	150	2	17
	301	1	10
	147	0	15
	299	0	18
	128	0	18
	346	0	18
	129	1	15
	141	3	3
	345	0	9
	385	2	10
	491/144	1	4
	498/342	1	3
	500/344	0	14
	501/344	0	7
	502/344	0	9
	504/348	1	18
	503/348	2	0
	492/144	0	16
	382	5	17
	130	2	2
	142	19	7
	145	17	0
	186	11	14
	175	6	9
	173	6	9
	296	20	16
	308	24	10
	379	1	10
	380	1	8
	377	11	3
	384	1	10
	389	36	18
	343	0	8
Kittas ..	44	223	11

No. SE-II-R-54-4/84-10544-47.

TUTU	373	1	19
	396	5	13
	83	0	14
	172	2	5
	81	0	6
	754	0	12
	82	0	7
	85	3	16
	80	0	17
	300	1	10
	174	2	19
	29	1	10
	740	1	4
	855	0	9
	856	0	8
	480	3	11
	371	0	3
	926/736	0	11
	735	2	9
	925/736	0	6
	753	1	15
	224	0	17
	752	0	17
	228	2	9
	374	0	19
	385	0	3
	27	2	8
	476	0	14
	477	1	6
	342	1	17
	382	2	4
	381	2	15
	375	0	7
	475	0	18
	751	2	9
	62	2	4
	63	0	18
	43	2	0
	913/842	0	1
	863	8	8

1	2	3	4
	208	0	13
	171	1	1
	764	0	7
	765	1	1
	768	2	5
	471	0	16
	763	1	9
	769	12	15
	207	3	12
	733	7	1
	61	1	4
	42	1	2
	28	1	8
	41	4	10
	169	2	6
	198	4	7
	30	0	3
	904/223 min	0	16
	767 min min	1	7
	904/223	0	15
	767 min	1	8
	741	1	19
	750	1	2
	861	0	12
	481 min	1	11
	481 min	1	12
	384	0	5
	227	0	11
	295	0	9
	301	2	7
	851	1	1
	225	3	11
	862	0	17
	848	0	7
	943/170	0	13
	915/304	25	12
Total Kittas	76	159	13

No. SE-II-R-54-4/83-10536-39.

PNAIL			
	347 min	2	3
	329 min	0	7
	327 min	0	3
	327 min	0	2
	329 min	0	6
	347 min	2	3
	348	3	6
	945/15	49	1
	246	11	0
	330	10	5
	409	71	16
	1	0	13
	250	17	18
	328	0	3
Total Kittas	14	169	6

No. SE-II-R-54-4/84-10528-31.

Shimla-3, the 22nd June, 1984.

LELAN			
	74	1	10
	76	3	10
	77	4	5
	73 min	4	15
	88 min	2	0
	73 min	5	0
	88 min	3	0
	87	2	4
	122	4	14
	136	2	5
	123	13	12
	139	1	0
	140	2	11
	135	3	6
	153	8	2
	89	4	8
	93	4	11
	1574/525	1	13
	1577/1427/526	3	11
	1550/487	9	2

1	2	3	4
	524	1	10
	574	8	8
	64	19	14
	147	8	7
	1366/101	57	5
	84	26	6
	110	32	16
	1420/111	56	18
	141	19	16
	152	72	11
	143	0	6
	1581/1428/526	29	1
	569	49	12
	573	3	19
	554	50	19
	1583/551	39	13
	549	23	17
	547	43	6
	1305/92	82	11
	138	0	1
	137	0	19
	1544/399	0	6
Total Kittas	42	713	0

Shimla-3, the 22nd June, 1984

No. SE-II-R-54-3/84-10548-51.—Whereas it appears to the Governor of Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose namely for the construction of Samohli-Pul-Khasdhar Road, it is hereby declared that the land described in the specification below is required for the above purpose.

The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of the said land.

A plan of the land may be inspected in the office of the Collector, Land Acquisition (I), Himachal Pradesh Public Works Department, Shimla-171002.

SPECIFICATION

District: SHIMLA

Tehsil: ROHROO

Village 1	Khasra No. 2	Area Big. Bis. 3 4
SAINJI		
	544/1	0 3
	538/1	0 14
	524/536/1	0 2
	524/1	1 4
	531/1	0 3
	530/1	0 2
	528	0 3
	529	0 6
	967/517	0 2
	966/517/1	0 3
	965/517/1	0 9
	548/1	0 4
	515/1	0 2
	516/1	0 3
	513/1	0 4
	511/1/1	0 3
	511/3/1	0 7
	512	0 11
	611/1	1 11
	611/2	0 7
	611/3	0 17
	611/4	0 12
	611/5	0 7
	511/13/1	0 1
	511/14/1	0 3

1	2	3	4
	2626/611/1	0	13
	2590/611/1	2	14
	469	0	9
	1026/611/1	0	9
	1014/611/1	0	4
	922/611/1	0	3
	926/611/1	0	4
	262/1	0	13
	265/1	0	7
	2352/189/1	0	17
	2353/189/1	1	2
	258/1	0	6
	2231/259/1	0	4
	253/1	0	2
	257/1	0	12
	943/189/1	0	4
	912/189/1	0	8
	189/1	0	3
	189/2	0	9
	189/3	0	4
	189/4	0	10
	189/5	0	3
	288/1	1	2
	216/1	0	4
	217/1	1	3
	2694/217/2/1	1	8
	218/1	0	13
	204/1	0	2
	209/1	0	6
	210/1	0	3
	211/1	0	13
	160/1	0	1
	161/1	0	2
	162/1	0	4
	202/1	0	10
	166/1	0	2
	165/1	0	4
	164/1	0	2
	168/1	0	6
	169/1	0	3
	170/1	0	3
	945/174/1	0	5
	172/1	3	15
	2962/172/1	2	1
	2612/172/1	0	4
	2614/172/1/1	0	19
	2614/172/1	2	18
	172/201	0	12
	2606/172/1	0	5
	2616/172/1	2	1
	2637/2607/172/1	1	0
	2336/2607/172/1	1	1
	2610/172/1	1	11
	Total Kittas ..	78	44
			6

No. SE/IV-R-8/84-10729-1984. Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for Police Barrier-Tutikand-Phagli-Khalini-Parimahar Road (Shimla bye pass), it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of the notification, file an objection in writing before the Collector of Land Acquisition, H. P. P. W. D., Shimla-3 (Winter Field).

SPECIFICATION			
District:	SHIMLA		Tehsil: SHIMLA
Village	Khasra No.	B	g. Bis.
RATTIREHANA			
	155/1	2	3
	161/1	0	13
	162/1	0	13
Total	3	3	9

K. V. JAUHAR,
Superintending Engineer,
4th Circle, H. P. P. W. D. Shimla-3.

MEMORANDUM
Dalhousie, the 16th June, 1984

Subject: Construction of Shimla-Salooni Jeepable road.
No. SE/VII-R-165 84-11857-80.—Partial modification in the notification under section 4 of the Land Acquisition Act, 1894 issued vide this office letter No. SE/VII-R-165/84-7800-23, dated 6-4-84 in respect of above road is made as under:—

Name of Khasra No. Mohal	Khasra No. already notified	Correct Khasra No.
Ayruha	852/2	852/1

D. N. HANDA,
Superintending Engineer,
4th Circle, H. P. P. W. D.,
Dalhousie.

Nurpur, the 16th June, 1984

No. SE/IX-WSI/DHR-2884-5986-90.—Whereas it appears to the Governor of Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for "Construction of Sadwan-Chamba Bypass Road km. 1/650 to 5/880" in Tehsil Dehra, District Kangra. It is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within 30 days of the publication of this notification in the Himachal Pradesh Gazette, file an objection in writing before the Land Acquisition Collector, H.P., P.W.D., Hamirpur.

SPECIFICATION			
District:	KANGRA		Tehsil: DEHRA
Village	Khasra No.	Area in Hect.	
GARO			
	2	1051	0 00 06
	3	5051	0 00 09

1	2	3	4	5	1	2	3	4	5
	4	0	00	18		1203/1	0	01	20
	5	0	00	03		1213/1	0	01	65
	6	0	00	04		1215	0	00	29
	10	0	00	16					
	11	0	00	12	Total ...	86	0	57	28
	12	0	00	21					
	13	0	00	28	GARLI KHAS	14/1	0	01	11
	14	0	00	18		16/1	0	00	22
	15/1	0	00	06		592/1/1	0	00	60
	17	0	01	09		593/1	0	01	30
	18	0	00	30		594/1	0	00	03
	61/1	0	00	32		595/1	0	00	08
	63/1	0	02	31		597/1	0	01	08
	115/1	0	02	32		599/1	0	00	24
	116	0	00	55		600/1	0	00	09
	117/1	0	01	62		601/1	0	00	45
	118/1	0	01	44		603/1	0	01	47
	143/1	0	01	24		604/1	0	00	42
	145	0	00	20		607/1	0	00	50
	146/1	0	01	86		608/1	0	00	76
	147/1	0	01	90		609/1	0	00	03
	148/1	0	02	19		619/1	0	00	25
	149/1	0	00	68		620/1	0	00	66
	155/1	0	00	36		621/1	0	00	20
	156/1	0	01	01		622/1	0	00	06
	723/1	0	01	30		637/1	0	00	22
	726	0	00	30		639/1	0	00	12
	727	0	00	27		640/1	0	00	38
	728	0	00	20		640/3	0	00	40
	731	0	00	38		641/1	0	00	08
	732	0	00	10		644/1	0	00	56
	733	0	00	22		645/1	0	00	20
	734	0	00	22		646/1	0	00	18
	735	0	00	22		647/1	0	00	20
	736	0	00	36		910/1	0	01	06
	737	0	00	44		914/1	0	01	48
	739	0	00	44		915	0	00	82
	740	0	00	44		916	0	00	46
	741	0	00	30		917/1	0	00	32
	743	0	00	22		969/1	0	00	06
	744	0	00	09		971/1	0	00	20
	745/1	0	00	97		972/1	0	00	30
	749/1	0	01	58		974/1	0	00	38
	750/1	0	02	69		975/1	0	00	36
	751/1	0	00	38		984/1	0	00	22
	754	0	00	25		985/1	0	00	28
	762/1	0	00	77		986/1	0	00	33
	764	0	00	40		987/1	0	00	39
	765/1	0	00	16		1000/1	0	00	04
	767/1	0	02	49		1029/1	0	00	96
	768	0	00	39		1031/1	0	00	22
	769	0	00	12					
	770/1	0	00	12	Total ..	45	0	19	27
	1130/1	0	01	97					
	1132	0	00	32	NAHAN	28/1	0	00	90
	1133	0	01	28		148/1	0	00	09
	1134	0	00	48		149	0	00	22
	1135	0	00	50		247/1	0	00	12
	1138	0	00	06		285/1	0	00	32
	1139	0	02	11		286/1	0	00	22
	1141/1	0	00	20		334/1	0	00	36
	1148/1	0	01	75		349/1	0	00	92
	1150/1	0	00	20		350/1	0	00	30
	1151	0	01	19		364/1	0	00	75
	1152	0	01	10		369/1	0	00	19
	1154/1	0	00	18		370/1	0	01	20
	1181	0	00	12		371	0	00	07
	1182	0	00	10		423/1	0	00	63
	1183	0	00	14		424/1	0	00	20
	1184	0	00	16		425/1	0	00	14
	1185	0	00	16		426/1	0	00	16
	1186	0	00	20		437/1	0	00	28
	1187/1	0	00	85		438	0	00	60
	1188	0	00	14		439/1	0	01	65
	1189	0	00	30		440/1	0	00	27
	1190	0	00	44		441/1	0	00	16
	1197	0	01	34		442	0	00	32
	1198	0	00	22		443	0	00	36
	1199	0	00	96		444/1	0	00	06
	1201	0	00	70		448/1	0	00	56
	1202	0	00	35		449/1	0	00	21

1	2	3	4	5	1	2	3	4	5
	519	0	00	85		602/1	0	00	28
	529/1	0	00	93		603/1	0	00	16
	530/1	0	00	34		604/1	0	00	13
	531/1	0	00	33		605/1	0	00	04
	532/1	0	00	20		607/1	0	00	45
	536	0	00	66		609	0	00	22
	537/1	0	00	69		610	0	00	16
	543	0	00	68		611	0	00	39
	553	0	00	67		612	0	00	37
	554/1	0	00	64		683/1	0	00	16
	556/1	0	00	75		684	0	00	28
	557/1	0	00	51		685/1	0	00	72
	572/1	0	00	33		701/1	0	00	33
	574/1	0	00	14		702/1	0	00	62
	575/1	0	00	14		703/1	0	00	64
	576/1	0	00	12					
	577/1	0	00	07					
	577/2	0	00	19		Total ..	70	0	40 59
	589/1	0	00	42					
	592/1	0	00	18		Grand Total ..	356	1	87 15
	593/1	0	00	22					
	594/1	0	00	30					
	595/1	0	00	18					
	596	0	00	42					
	597/1	0	00	38					
	598/1	0	00	46					

By order,
K. K. MAHAJAN,
Superintending Engineer,
9th Circle, H.P., P.W.D., Nampur.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि -

FINANCE DEPARTMENT

(Treasuries and Accounts Organisation)

NOTIFICATIONS

Shimla-2, the 18th January, 1984

No. 14-2 73-Fin (T&A).—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the following rules, further to amend the Himachal Pradesh Local Fund Audit Class-IV Service (Recruitment, Promotion and certain conditions of Service) Rules, 1973 which were notified *vide* Finance Department (Treasuries and Accounts) notification Endst. No. 18-9/72-Fin (T&A), dated 21-11-1973 and subsequently amended *vide* notification No. 13-9/72-Fin (T&A), dated 6-6-1977 :—

Peon.

- Short title and commencement. (i) These rules may be called the Himachal Pradesh Local Fund Audit Class IV Service (Recruitment, Promotion and certain conditions of Service) (1st Amendment) Rules, 1983.
- (ii) They shall come into force w.e.f. the date of issue of this notification.
- Deletion of rule 5(b). The existing clause (b) of rule 5 appearing in the recruitment and promotion rules of Himachal Pradesh Local Fund Audit Class-IV rules shall be deleted and clauses (c) and (d) will be read as (b) and (c) respectively.
- Amendment in the Annexure to Local Fund Audit Class-IV. The existing entry regarding grade and number of posts in the

Service Recruitment and Promotion Rules.

recruitment and promotion rules of Himachal Pradesh Local Fund Audit Class-IV Service Recruitment and Promotion Rules shall be substituted as under:

Grade: Rs. 300—430
No. of Posts: 10.

Shimla-2, the 18th January, 1984

No. 14-2/73-Fin (T&A).—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the following rules further to amend the Recruitment and Promotion Rules, 1975 in respect of Class-II (Gazetted Post) of Resident Audit Officers in the Local Audit Department, Himachal Pradesh framed by notification No. 14-2/73-Fin (T&A), dated the 2nd July, 1975 and further amended *vide* notification No. Fin (TR)-A (4)-2/75, dated the 8th June, 1976:—

- Short title and commencement. (i) These rules may be called the Class-II Gazetted posts of Resident Audit Officers in the Local Audit Department, Himachal Pradesh Recruitment and Promotion (Second Amendment) Rules, 1983.
- (ii) They shall come into force from the date of notification.
- Amendment of rule 2 of the Recruitment and Promotion Rules for the posts of Resident Audit Officers. The existing entry in rule 2 of the Recruitment and Promotion Rules for the posts of Resident Audit Officers shall be substituted as under :—
“Three”
- Amendment of rule 4 of the Recruitment and Promotion Rules. The existing entry in rule 4 of the Recruitment and Promotion Rules

- | | | | |
|--|--|--|---|
| <p>for the posts of Resident Audit Officers.</p> | <p>for the posts of Resident Audit Officers shall be substituted as under: "Rs. 825-25-850-30-1000/40-1200-50-1400/60-1580.</p> | <p>and Promotion Rules for the posts of Steno-typists.</p> | <p>and Promotion Rules for the posts of Steno-typists shall be substituted as under :— "18-30".</p> |
| <p>4. Addition of new rule 14 in the Recruitment and Promotion Rules for the posts of Resident Audit Officers.</p> | <p>The following shall be added as rule 14 of the Recruitment and Promotion Rules for the posts of Resident Audit Officers under heading "Relaxation from the provisions of these rules"—</p> <p>Where the Government is of the opinion that it is necessary or expedient to do so it may by order for reasons to be recorded in writing and in consultation with the Public Service Commission relax any of the provisions of these rules with respect of any class or category of persons or post.</p> | <p>5. Addition of new rule 14 in the Recruitment and Promotion Rules for the posts of Steno-typists.</p> | <p>The following shall be added as rule 14 of Recruitment and Promotion Rules for the posts of Steno-typists under heading "Relaxation from the provisions of these rules".—</p> <p>Where the Government is of the opinion that it is necessary or expedient to do so it may by order for reasons to be recorded in writing and in consultation with the Department of Personnel (Apptt.) relax any of the provisions of these rules with respect to any class or category of persons or posts.</p> |
| <p>5. Deletion of Notes (ii) and (iii) below the Recruitment and Promotion Rules in respect of posts of Resident Audit Officers.</p> | <p>The existing notes (ii) and (iii) appearing below the Recruitment and Promotion Rules for the posts of Resident Audit Officers shall be deleted.</p> | <p>6. Deletion of foot-note below the Recruitment and Promotion Rules for the posts of Steno-typists.</p> | <p>Foot-note appearing below the Recruitment and Promotion Rules for the posts of Steno-typists shall be deleted.</p> |
| | | <p>7. Addition of new foot-notes below the Recruitment and Promotion Rules for the posts of Steno-typists.</p> | <p>The following new foot-notes No. 1 to 9 shall be added below the Recruitment and Promotion Rules for the posts of Steno-typists:—</p> |

S. M. KANWAR,
Commissioner-cum-Secretary.

Shimla-2, the 18th January, 1984

No. 14-2/73-Fin. (T&A).—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh is pleased to make the following amendments in the Recruitment and Promotion Rules pertaining to Class-III posts of Steno-typists in the Local Audit Department, Himachal Pradesh notified *vide* notification No. 14-2/73-Fin(T&A), dated the 13th August, 1975:—

1. Short title and commencement. (i) These rules may be called the Class-III (Non-Gazetted) posts of Steno-typists in the Local Audit Department (1st Amendment) Rules, 1983.
- (ii) They shall come into force from the date of this notification.
2. Amendment of rule 2 of the Recruitment and Promotion Rules for the posts of Steno-typists. The existing entry against column 2 of the Recruitment and Promotion rules for the posts of Steno-typists shall be substituted as under :—
"Two".
3. Amendment of rule 4 in the Recruitment and Promotion Rules of Steno-typists. The existing entry in rule 4 of the Recruitment and Promotion Rules for the posts of Steno-typists shall be substituted as under :—
400—600/- plus Rs. 25/- special pay.
4. Amendment of rule 6 in the Recruitment The existing entry in rule 6 of the Recruitment

Foot-notes.—1. [A candidate for appointment to the service or post must be:—

- (a) a citizen of India, or
- (b) a subject of Nepal or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka, East African countries of Kenya, Uganda, the United Republic of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India/State Government.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the appointing authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India/Government of Himachal Pradesh.

2. Upper age limit for direct recruits will not be applicable to the candidates already in the service of the Government of Himachal Pradesh.

3. Upper age limit is relaxable for Scheduled Castes/ Scheduled Tribes, Ex-Servicemen and other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government.

4. Age limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the appointing authority.

5. Age and qualifications for direct recruits are relaxable at the discretion of the appointing authority.

6. Provisions of columns 10 and 11 are to be revised by the Government as and when the number of posts under column 2 are increased or decreased.

7. Selection for appointment to these posts in the case of direct recruitment shall be made on the basis of a *viva-voce* test, if the appointing authority so considers necessary or expedient by a written test, the standard/syllabus etc. of which will be determined by the appointing authority.

8. The employees of all the public sector corporations and autonomous bodies who happened to be Government servant before absorption in public sector corporation/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not,

however, be admissible to such staff of the public sector corporations/autonomous bodies who were/are subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after initial constitution of the public sector corporations/autonomous bodies.

9. The appointment to this service shall be subject to orders regarding reservations in the services for Scheduled Castes/Scheduled Tribes/Ex-Servicemen/Backward Classes issued by the Himachal Pradesh Government from time to time subject to minimum qualifications being satisfied by them.

S. M. KANWAR,
Financial Commissioner.

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायती राज विभाग

शून्य

भाग 5—व्यक्तिगत प्रमुखताएं और विभाजन

In the Court of District Judge, Shimla, Bilaspur and Kinnaur districts at Shimla, Himachal Pradesh

In case :

Smt. Chandra Wati widow of late Shri Jagat Singh, resident of village Karaba, P.O. Katgaon, Tehsil Nichar, District Kinnaur through her General Attorney Shri Davinder Singh .. Petitioner.

Versus

General Public .. Respondent

Petition under Part X of Act 1 of 1925

To

The general public.

WHEREAS in the above noted case/petition the petitioner Smt. Chandrawati widow of late Shri Jagat Singh has applied for the grant of Succession Certificate in respect of security/deposit of late Shri Jagat Singh.

Notice is hereby given to the general public, relation and kinsmen of deceased Shri Jagat Singh s/o Shri Ram Chharing, resident of village Karaba, P.O. Katgaon, Tehsil Nichar, District Kinnaur, that if any body has got any objection for the grant of Succession Certificate the same be filed in this court on or before 24-7-1984 failing which the petition shall be heard and decided *ex-parte*.

Given under my hand and the seal of this Court, this 26th day of June, 1984.

Seal.

Sd/-
Superintendent,
District and Sessions Judge,
Shimla.

In the Court of District Judge Shimla, Bilaspur and Kinnaur districts at Shimla, H.P.

In case:

Shri Dharam Parkash, r/o Oak Wood place, Jakhoo, Shimla ..Petitioner.

Versus

General public and others.

Application u/s 372 of Indian Succession Act by Shri Dharam Parkash son of late Shri Ved Parkash, r/o Oakwood place, Jakhoo to the property and credit of late Smt. Shanti Devi.

To

The general public.

Whereas in the above noted petition the petitioner has applied for the grant of Succession Certificate in respect of Smt. Shanti Devi, r/o Oakwood place, Jakhoo, Shimla.

Notice is hereby given to the general public, relation and kinsmen of late Smt. Shanti Devi that if any body has got any favour of the petitioner the same be filed in this court on or before 1-8-1984 failing which the petition shall be heard and decided *ex-parte*.

Given under my hand and the seal of this Court, this 23rd day of June, 1984.

Seal.

Sd/-
Superintendent,
District and Sessions Judge,
Shimla.

In The Court of Shri A. L. Vaidya, Additional District Judge, Shimla, Kinnaur And Bilaspur districts at Shimla H. P.

S. A. No. 4-S/2 of 1984

In Re: Kamal Nain Sharma son of late Shri Dina Nath Sharma, r/o Kasumpti, Shimla-9 ..Petitioner.

Versus

General public ...Respondent.

Petition u/s 372 of Indian Succession Act for the grant of Succession Certificate,

To

The general public.

Whereas in the above noted petition the petitioner Shri Kamal Nain Sharma has applied for the grant of Succession Certificate through Shri G. D. Verma Adv., Shimla in respect of the debts and securities of late Smt. Kalawati Sharma wd/o late Shri Dina Nath Sharma.

Notice is hereby given to general public, relations and kinsmen of the deceased Smt. Kalawati Sharma, that if anybody has got any objection for the grant of Succession Certificate in favour of the above noted petitioner the same be filed in this court or before 4-8-1984 failing which the petition shall be heard and decided *ex parte*.

Given under my hand and the seal of this court this 28th day of June, 1984.

Seal.

A. L. VAIDYA,
Additional District Judge,
Shimla, H.P.

In the Court of Shri Jagmohan Singh Mahantam, Sub-Judge,
1st Class, II Hamirpur (Himachal Pradesh)

CMA No. 1/84

Gumer Singh

vs.

Pupar etc.

Versus

1. Sarvshri Babu Ram, 2. Ram Chand, 3. Thakur Dass s/o Shri Kirpa Ram, r/o Tika Ghar Chehri Balbala, Tappa Majhog Samluhi, Tehsil and District Hamirpur.

Whereas in the above noted case it has been proved to the satisfaction of this court that the above noted defendant's cannot be served through ordinary course of summons issued to them received back unserved. Hence proclamation under Order 5, Rule 20, C.P.C. is hereby issued to them to appear in this Court on 6-8-84 at 10.00 A.M. personally or through an Advocate or authorised agent to defend the case, failing which *ex parte* proceedings shall be taken against them.

Given under my hand and seal of the court today the 27th day of June, 1984.

JAGMOHAN SINGH MAHANTAM,

Seal.

Sub-Judge 1st Class (II),

Hamirpur, H.P.

In the Court of Shri J. N. Barowalia, Sub-Judge 1st Class, Dehra, District Kangra, H. P.

CIVIL SUIT No. 158/83

Om Parkash

versus

Des Raj etc.

To

1. Beena d/o Bisheshri Devi c/o Sohan Lal Om Parkash Verma, Biscuit Factory, Khan Alampur Chowk, Saharanpur, U. P. 2. Kaju Mal s/o Jai Dayal, r/o Garh Dakeli Garli, Tehsil Dehra, District Kangra at present c/o M/s Kaju Mal Rajneesh Kumar, Shop-keeper, Jutogh, Shimla .. Defendants.

Whereas in the above noted case it has been proved to the satisfaction of this court that the above noted defendant's are evading the service of the summons and cannot be served in the normal course of the service. Hence this proclamation is hereby issued against the defendants to appear in this court on the date fixed for hearing i. e. 13-8-1984 at 10 A. M. personally or through an agent or pleader to defend the case, failing which *ex-parte* proceedings will be taken against them.

Given under my hand and seal of the court to-day the 22nd day of June, 1984.

J. N. BAROWALIA,

Seal.

Sub-Judge 1st class,

Dehra, District Kangra, H. P.

ब अदालत श्री इन्द्र राम, सब-रजिस्ट्रार प्रथम श्रेणी, रोहड़, जिला शिमला

श्री विशम्बर सिंह पुत्र अनदास, निवासी करासा, तहसील रोहड़, जिला शिमला ।

बनाम

ग्राम जनता

वाद संख्या : 54-1 आफ 84

दावा दिवानी

दावा U/S 372 भारतीय सर्वेक्षण ऐक्ट के अधीन प्रमाण-पत्र पाने हेतु

नोटिस बनाम :

ग्राम जनता

हरगाह मुकदमा उपरोक्त उनबान बाला में प्रार्थी श्री हरतार सिंह पुत्र स्वर्गीय श्री विशम्बर सिंह, निवासी करासा, तहसील रोहड़ ने इस अदालत में अधीन धारा 372 भारतीय सर्वेक्षण ऐक्ट के अधीन

सर्वेक्षण प्रमाण-पत्र पाने हेतु दावा दायर कर रखा है ।

लिहाजा प्रोक्लामेशन अर्डर आर्डर 5 नियम 20 सी0 पी0 सी0 जारी करके जन साधारण को इत्तलाह दी जाती है कि इस वारा यदि किसी को कोई उजर हो तो वह मिति 30-7-84 को प्रातः दस बजे अदालत में हाजिर हो अन्यथा कार्यवाही एकतरफा अमल में लाई जावेगी ।

आज दिनांक 29-6-84 को हस्ताक्षर मेरे व मोहर अदालत से जारी हुआ ।

मोहर ।

इन्द्र राम,

सब-जज रोहड़, जिला शिमला ।

PROCLAMATION UNDER ORDER 5, RULE 20, C.P.C.

Court of Sub-Judge (1) Shimla, District Shimla, H.P.

52/1 of 84

Himachal Pradesh Horticulture Produce Marketing & Processing Corporation Limited, A Govt. Undertaking, Regd. Office at Nigam Vihar, Shimla-2 and Branch Office Subzimandi, Shimla .. Plaintiff.

vs.

Balak Ram and others

.. Defendants.

To

Shri Lekh Ram Singh,
Driver, H. P. P.W.D., Rohru,
District Shimla, H.P.

Whereas in the above noted case it has been proved to the satisfaction of this Court that the above defendant is evading the service of the summons and cannot be served in the normal course of the service. Hence this proclamation is hereby issued against him to appear in this Court on 7-8-1984 at sharp 10 A.M. personally or through an authorised agent or pleader to defend the case, failing which *ex-parte* proceeding will be taken against him.

Given under my hand and the seal of the Court this 7th day of July, 1984.

Seal.

RAM LAL AZAD,

Sub-Judge (1), Shimla,

Himachal Pradesh.

PROCLAMATION UNDER ORDER 5, RULE 20, C.P.C.

In the Court of Shri T. C. Janartha, SDO(C) Exercising the powers of Collector, Palampur, District Kangra

1. Shri Kehar Singh, 2. Shri Ram Singh sons of Shri Gopi Ram, residents of village Balla, Post Office Paraur, Tehsil Palampur, District Kangra .. Applicant.

Vs.

1. Shrimati Kanta d/o Mangat Ram, 2. Jagdish Ram s/o Nidhu and legal representative of Shri Faqir Chand deceased, 3. Smt. Soma Devi d/o Nidhu Ram, 4. Shri Om Prakash s/o Ram Rattan, 5. Smt. Darshani Devi d/o Ram Rattan, 6. Kumari Vina Devi d/o Ram Rattan, residents of village Balla, P.O. Paraur, Tehsil Palampur, District Kangra .. Respondents.

Application under section 4 of the restitution of mortgage (H. P. Act 1976) regarding Land Khasra No. 39, Khatauni No. 112, Khasra No. 2134 land measuring 0-10-86 situated in Mohal Balla, Tehsil Palampur, District Kangra according to copy of Misal Haquiyat Bandobast Jadid.

Whereas in the above noted case, it has been proved

to the satisfaction of this Court that the above noted defendants/respondents are evading the service of the summons and cannot be served in the normal course of service. Hence this proclamation is hereby issued against them to appear in this Court on the date fixed for hearing on 6-8-1984 at 10 A.M. personally or through an authorised agent or pleader to defend the case, failing which *ex parte* proceedings will be taken against them.

Given under my hand and seal of the Court on this 17th day of February, 1984.

Seal.

T. C. JANARTHA,
SDO(C)-cum-Collector,
Palampur.

PROCLAMATION UNDER ORDER 5, RULE 20, C.P.C.

In the Court of Shri T. C. Janartha, Sub-Divisional Officer, Civil-cum-Collector, Palampur, District Kangra H.P.

Case No. 1 of 1983

Date of hearing 6-8-1984

Jai Dev Dharam son of Shri Brahma son of Barfi, resident of Tika and Mauza Khalet, Tehsil Palampur.

...Applicant.

Versus

1. Jagdish Kumar, 2. Hazari Lal sons of Thakur Dass, resident of village Arla, Tehsil Palampur, District Kangra H.P. .. Respondent.

Versus: Jagdish Kumar s/o Thakur Dass, resident of village and P.O. Arla, Tehsil Palampur.

Whereas in the above noted case, it has been proved to the satisfaction of the court that the above noted respondent is evading the service of the summons and cannot be served in the normal course of service. Hence, this proclamation is hereby issued against him to appear in this court on the date fixed for hearing on 6-8-1984 at 10 A. M. personally or through an authorised agent of pleader to defend the case, failing which *ex-parte* proceedings will be taken against him.

Issued this 12th day of June, 1984 under my hand and seal of the court.

Seal.

T. C. JANARTHA,
S. D. O. (C)-cum-Collector,
Palampur.

PROCLAMATION UNDER ORDER 5, RULE 20 C.P.C.

In the Court of Shri T. C. Janartha SDO(C)-cum-Collector, Palampur, District Kangra, H.P.

Case No. 3 of 1982

Date of hearing 7-8-1984.

Smt. Sita Devi daughter of Smt. Subhadra Devi wd/o Sali Ram son of Adalti, resident of Mohal Kakrehar, Mauza Khera, Tehsil Palampur .. Plaintiff.

Versus

Chanchal Paul etc.

.. Defendants.

Versus: Shri Chanchal Paul son of Mahla Singh son of Sahab Singh, resident of Mohal Kakrehar, Mauza Khera, Tehsil Palampur.

Whereas in the above noted case, it has been proved to the satisfaction of the court that the above noted defendant is evading the service of the summons and cannot be served in the normal course of service. Hence this proclamation is hereby issued against him to appear in this court on the date fixed for hearing on 7-8-1984 at 10 A. M. personally or through an authorised agent of pleader to defend the case, failing which *ex-parte* proceedings will be taken against him.

Given under my hand and seal of the Court this 18th day of June, 1984.

Seal.

T. C. JANARTHA,
S. D. O. (C)-cum-Collector,
Palampur.

अदालती इशतहार जेर आर्डर 5, रूल 20, सी 0 पी 0 सी 0

ब अदालत जनाव जे 0 आर 0 वर्मा, कुलैक्टर सरकाघाट, जिला मण्डी हिमाचल प्रदेश

मि 0 नं 0 21 मरजुआ 21-10-1982

बमुकदमा: भजनू बनाम भीखम वगैरा ।

(1) भजनू देवी विधवा श्री जगता, निवासी तरोहला, इ 0 कमलाह, (2) श्री गोपाल सिंह पुत्र श्री जगता, बजरिया, सरप्रस्त भजनू देवी, निवासी तरोहला, इ 0 कमलाह, तहसील सरकाघाट, जिला मण्डी, हिमाचल प्रदेश अपीलान्त ।

बनाम

(1) दलीप सिंह पुत्र जगता, (2) मनिया पुत्र दास, (3) मु 0 नाजकू विधवा श्री जगता, (4) बालो देवी पुत्री श्री जगता बजरिया सरप्रस्त नाजकू देवी, (5) ठाकुर पुत्र श्री धनी, (6) सेम पुत्र धनी, (7) अमर सिंह पुत्र धनी, निवासी तरोहला, इ 0 कमलाह, तहसील सरकाघाट, जिला मण्डी तरतीबी फरीक दोयम ।

अपील जेर धारा 14 भू-राजस्व अधिनियम ।

अपील उपरोक्त में तरतीबी फरीक दोयम को कई बार इस न्यायालय से समन जारी किये गये मगर उन पर हस्त जाब्ता तामील नहीं हो रही है । इससे यही प्रतीत हो रहा है कि तरतीबी फरीक दोयम जानबूझ कर तामील करने से टालमटोल कर रहे हैं । अदालत को भी विश्वास हो चुका है कि तरतीबी फरीक दोयम पर तामील समन साधारण तरीका से होनी कठिन है । अतः इस इशतहार द्वारा तरतीबी फरीक दोयम को सूचित किया जाता है कि तारीख पेशी दिनांक 26-7-1984 समय 10 बजे अदालत हजा में असालतन या बकालतन हाजर होकर पैरवी मुकद्दमा करे वरना कार्यवाही एक तरफा अमल में लाई जावेगी ।

आज दिनांक 26 जून, 1984 को मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ ।

मोहर ।

जे 0 आर 0 वर्मा,
कुलैक्टर,
सरकाघाट जिला मण्डी ।

अदालती इशतहार जेर आर्डर 5, रूल 20, सी 0 पी 0 सी 0

ब अदालत जनाव श्री जे 0 आर 0 वर्मा, कुलैक्टर सरकाघाट, जिला मण्डी, हिमाचल प्रदेश

मि 0 नं 0 22 मरजुआ 21-10-82

ब मुकद्दमा: भजनू बनाम भीखम वगैरा ।

मु 0 भजनू देवी विधवा जगता, निवासी तरोहला इ 0 कमलाह, तहसील सरकाघाट, जिला मण्डी .. अपीलान्त

बनाम

(1) दलीप सिंह पुत्र जगता, (2) बालो देवी बजरिया सरप्रस्त श्रीमती नाजकू देवी विधवा जगता, (3) मु 0 नाजकू विधवा जगता, निवासी तरोहला, इ 0 कमलाह, तहसील सरकाघाट, जिला मण्डी, हिमाचल प्रदेश तरतीबी फरीक दोयम ।

अपील जेर धारा 14 भू 0 रा 0 अ 0

अपील उपरोक्त में तरतीबी फरीक दोयम को अदालत हजा से कई बार समन जारी किये गये परन्तु तरतीबी फरीक दोयम घर पर दस्त्याव नहीं हो रहे हैं और तामील समन से गुरेज कर रहे हैं । अदालत हजा को पूर्ण विश्वास हो चुका है कि तरतीबी फरीक दोयम पर

तासील समन साधारण तरीका से होता कठिन है। अतः तस्तीबी फरीक दोयम को इस इश्तहार द्वारा सूचित किया जाता है कि वे दिनांक 26-7-1984 समय 10 बजे मुवह अमालतन या वकालतन अदालत हज़ा में हाज़िर होकर पैरवी मुकदमा करें वरना कार्यवाही जाबता अमल में लाई जावेगी।

आज दिनांक 26 जून, 1984 को मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

जो 0 आर0 बर्मा,
कुलक्टर, मरकाघाट,
जिला मण्डी।

व अदालत आई0 एन0 वाली, सहायक समाहर्ता, द्वितीय वर्ग, अर्की,
जिला सोलन, हिमाचल प्रदेश

दावा:-दरुस्ती गिरदावरी वाबत अराजी खसरा नं0 34, 57, 127,
किता 3, रकबा तादादी 13 बीघा 10 बिघा वाक्या मौजा
कोयला सनोग, परगना दवारी जुनाहल, तहसील अर्की,
जिला सोलन, हिमाचल प्रदेश।

फरीकेन:-तुलसी राम पुत्र गोकल राम, निवासी कोयल सनोग,
परगना दवारी जुनाहल, तहसील अर्की, जिला सोलन,
हिमाचल प्रदेश।

बनाम
जिया लाल, किशोरी लाल पिसरान प्रह्लाद, दीना नाथ पुत्र नन्द लाल,
श्रीमती सवित्री, रामेश्वरी, विद्या देवी, पुत्रियां नन्द लाल, मु0 शिवदेई
बेवा नन्द लाल, निवासी पट्टा, परगना सरयांज, तहसील अर्की, जिला सोलन,
हिमाचल प्रदेश।

विज्ञापन

उक्त दावा सेहत इन्दराज खसरा गिरदावरी में जब भी फरीक
होयम को समन द्वारा हाज़िर आने के लिए लिखा गया तो समन
तासील नहीं हुए। इस प्रकार जो साधारण निर्धारित तरीका है, उसके
फलस्वरूप फरीकेन दोयम आजतक हाज़िर न आए हैं और न ही
इस दावा का फैसला हो सका है। दावा देरीना हो चुका है।

अतः आज दिनांक 8-6-1984 को इस विज्ञापन द्वारा सर्वश्रीमती
सावित्री, रामेश्वरी, विद्या देवी पुत्रियां नन्द लाल, निवासी पट्टा,
परगना सरयांज तहसील, अर्की को सूचित किया जाता है कि वह स्वयं,
या अपने वकील द्वारा दिनांक 27-7-1984 को प्रातः 10 बजे
उपस्थित हो कर अपने दावा को पैरवी करें। ऐसा न करने पर यकतरफा
कार्यवाही उनके विरुद्ध अमल में लाते हुए आगे कार्यवाही की जाएगी।

आज दिनांक 2-7-84 को हमारे हस्ताक्षर व मोहर अदालत से
जारी हुआ।

आई0 एन0 वाली,
सहायक समाहर्ता द्वितीय वर्ग, अर्की।

व अदालत जनाव श्री निर्मल सिंह सुमन, तहसीलदार एवं सहायक
समाहर्ता प्रथम श्रेणी, बैजनाथ, जिला कांगड़ा, हिमाचल प्रदेश

दमोदरी बनाम शरधा राम आदि।

मुकदमा नं0 53/एन0 टी0 बी0 आफ 1984 तकसीम भूमि

तकसीम भूमि खाता नं0 38 मिन खतौनी नं0 10 खसरा नं0 हाल
किता 12 भूमि तादादी 0-76-89 हैक्टर वाक्या महाल भेठ झिकली व
खाता नं0 36 मिन खत नं0 6 खसरा हाल नं0 किता 13 भूमि तादादी
0-77-06 हैक्टर, वाक्या महाल भेठ झिकली और खाता नं0 371 मिन
खतौनी नं0 6 खसरा किता 8 भूमि तादादी 0-24-95 हैक्टर वाक्या
महाल भेठ झिकली, तहसील बैजनाथ।

नोटिस बनाम

1. शरधा राम, 2. झोंफी 3. पहाड़, 4. जुलमी राम, 5.
धर्म सिंह पुवान, 6. दाड़ी, 7. छोड़ी पुत्रियां फफड़ा, 8. छोगक राम,

9. हुलो राम, 10. अमरु राम, पुवान, 11. श्रीमती सवित्री, 12.
श्रीमती रोंगली, 13. श्रीमती घुम्मली विधवा कमी, निवासी मान,
महाल भेठ झिकली, मौजा पपरोला, तहसील बैजनाथ।

व मुकदमा उपरोक्त में उपरोक्त अराजी की तकसीम डम अदालत में
चली है और मुकदमा काफी समय में विचारार्थीन चला आ रहा है।
उत्तरवादीगण की नामील आमान दंग में होनी मुश्किल है जि को कारण
मुकदमा बिना वजह देरीना हो रहा है।

अतः आपको (उत्तरवादीगण) बज्रिया इश्तहार राजपत्र सूचित
किया जाता है कि आप अदालत में बगुये पैरवी मुकदमा अदालत हज़ा में
दिनांक 30-7-84 को प्रातः 10 बजे हाज़िर होकर पैरवी मुकदमा
करें हाज़िर न आने की मूरत में आपके विरुद्ध कार्यवाही जाबता
अमल में लाई जावेगी।

आज यह इश्तहार मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

मोहर। निर्मल सिंह सुमन,
तहसीलदार एवं सहायक समाहर्ता प्रथम श्रेणी,
बैजनाथ, जिला कांगड़ा।

वअदालत श्री आर0 एल0 शर्मा, तहसीलदार सहायक समाहर्ता
द्वितीय श्रेणी, बड़मर, जिला हमीरपुर

किम्म मुकदमा दरुस्ती इन्द्राज

उनवान:- दरुस्ती इन्द्राज खसरा गिरदावरी खाना नं0 585 मिन
खतौनी नम्बरान 730 मिन, 731 मिन, खसरा नम्बर
794/2 तादादी 1 क0 15 म0 व 794/3 तादादी 2 क0
18 म0 जुमला रकबा 4 क0 13 म0 अनुसार जमाबन्दी
1978-79 वाक्या टीका विज्ञड़, मौजा डटवाल, तहसील
बड़मर।

रामेश्वर दास बनाम ग्राम जनता।

नोटिस: ग्राम जनता।

उपरोक्त उनवान बाला में श्री रामेश्वर दास सेवक श्री बलवन्त
गिर चेला राम दयाल गिर, वासी विज्ञड़, मौजा डटवाल, तहसील, बड़मर
ने दरुखास्त दी है कि ब मुजब रपट रोज नामचा पटवारी हुल्का विज्ञड़
नं0 284 मुवरखा 1-3-80 व कब्जा सूरती मन्दिर महादेव व टीका
विज्ञड़ बरास्त महन्त बलवन्त गिर चेला राम दयाल गिर दर्ज कागजात
माल में चला आ रहा है। श्री महन्त बलवन्त गिर मजकूर
मुवरखा 28-12-83 को स्वर्गवास हो चुका है। महन्त मजकूर कोई
दौगर शल्ल चेला सेवक नहीं है बल्कि सायल ही 3 माल से महन्त
मजकूर की सेवा करता चला आया है। इस वास्ते उपरोक्त रकबा
व सम्पत्ति मन्दिर कुटिया आदि मजकूर रामेश्वर दास सेवक के नाम दर्ज
होना जरूरी है। इस बारा रामेश्वर दास सेवक ने अपने पक्ष में चार गवाह
पेश किये हैं। जो कि इसके कब्जा की पुष्टि करते हैं। अगर किसी और
दौगरान महन्त या जनसाधारण जनता को कोई एतराज हो तो वह तिय
1-8-84 को सुबह 10 बजे असालतन या वकालतन हाज़िर आवें अन्यथा
जाबता अनुसार कार्यवाही की जायेगी।

आज दिनांक 29-6-84 को मेरे हस्ताक्षर व मोहर अदालत से जारी
हुआ।

मोहर। आर0 एल0 शर्मा,
तहसीलदार, सहायक समाहर्ता, द्वितीय श्रेणी, बड़मर,
जिला हमीरपुर।

इश्तहार जेर आई0 5, रूल 20, सी0 पी0 सी0

व अदालत जनाव श्री के0 डी0 चौहान, सहायक समाहर्ता प्रथम श्रेणी,
तहसील करसोग, जिला मण्डी, हिमाचल प्रदेश

श्रीमती खीमी पुवी मनी राम व श्रीमती सरनू विधवा मनी राम
पुत्र सिधु, निवासी पाईधार सानन, इ0 बगड़ा, तहसील करसोग, जिला
मण्डी, हिमाचल प्रदेश।

बनाम

राम दास, सिधु, मंघरन, श्रीमती कौलु विधवा मनी राम व पोशी पुवी

सिपु, निवासी सानन, इलाका वगड़ा, तहसील करसोग, जिला मण्डी, हिमाचल प्रदेश।

दरखास्त तकसीम भूमि खेचट नं० 36/106 किते 18 रकबा 40-13-3 बीघा वाक्या मुहाल स्यांज, इलाका वगड़ा, तहसील करसोग, जिला मण्डी, हिमाचल प्रदेश।

तलबो:-श्रीमती पोशी पुत्री सिपु, निवासी सानन, इलाका वगड़ा, तहसील करसोग, जिला मण्डी, हिमाचल प्रदेश।

उपरोक्त मुकद्दमा उनवान बाला में उपरोक्त फरीक दोयम को कई बार अदालत हुआ से समनात बराये पैरवी मुकद्दमा जारी किए गए मगर फरीक दोयम जा; सकूनत पर दस्ते गब नहीं हो रही है और तामील समन मे गुरेज कर रही है। अदालत को पूर्ण विश्वास हो चुका है कि फरीक दोयम पर तामील समन साधारण तरीका से होनी कठिन है। अतः श्रीमती पोशी फरीक दोयम को इस इशतहार जर आर्डर 5 हल 20, सी० पी० सी० द्वारा सूचित किया जाता है कि दिनांक 5-8-84 समय 10 बजे मुवह मुकाम करसीम उपस्थित होकर पैरवी मुकद्दमा करे वसूत वीगर कार्यवाही एक तरफा अमल में लाई जावेगी।

आज दिनांक 18-5-84 को मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

मोहर। के० डी० चौधन,
सहायक समाहर्ता प्रथम श्रेणी, तहसील करसोग,
जिला मण्डी।

बयदालत श्री गिरधारी लाल शर्मा, तहसीलदार सहायक सयाहर्ता,
द्वितीय श्रेणी, कांगड़ा
बेस नं० 125/83 बराए तकसीम

संजय कुमार वनाम लभू राम

(1) श्री संजय कुमार वन्द वृजलाल (2) गायत्री देवी विधवा वृज लाल, वासी चाहड़ी, तहसील व जिला कांगड़ा ..साइलान।
वनाम

(1) श्री लभू राम (2) सत्यनारायण पिसरान त्रलोकनाथ, साकिन चाहड़ी, तहसील व जिला कांगड़ा ..मसूलइलम।

दरखास्त बराए तकसीम अराजी खाता नं० 3, खतीनी नं० 5, 6, 7, 8, 9, 10 द्वारा नम्बरान हाल 306, 320, 322, 373, 374, 362, 370, 371, 391, 361, 372, 304. किता 12 रकबा 0-50-61 वाक्या महाल दुगां, तहसील व जिला कांगड़ा।

उपरोक्त विषय के सम्बन्ध में लिखा जाता है कि श्री संजय वनाम श्री लभू राम आदि के नाम कई बार समन जारी किए गए परन्तु उनका न पता मिल रहा है और न ही तामील हो रही है। इसलिए अदालत को पूर्ण विश्वास हो चुका है कि उनकी तामील आसान तरीका से न हो सकती है। अतः उन्हें इशतहार द्वारा सूचित किया जाता है कि वे बराए पैरवी मुकद्दमा उपरोक्त हमारी अदालत में अमालतन या वकालतन मिति 4-8-84 को हाजिर आवें। गैर हाजिरी की सूरत में कार्रवाई एक तरफा अमल में लाई जावेगी।

आज दिनांक-----को मेरे हस्ताक्षर व मोहर अदालत द्वारा जारी हुआ।

मोहर। गिरधारी लाल शर्मा,
महायक कुर्नेक्टर, द्वितीय श्रेणी,
कांगड़ा।

बयदालत श्री गिरधारी लाल शर्मा, तहसीलदार साहिब सहायक कुर्नेक्टर, द्वितीय श्रेणी, कांगड़ा

कैम नं० 130/83 बराए तकसीम
श्री मन्त्रय कुमार वनाम लभू राम

(1) श्री मन्त्रय कुमार पुत्र श्री वृजनाथ (2) गायत्री देवी विधवा वृजनाथ, वासी चाहड़ी, तहसील व जिला कांगड़ा ..साइलान।

वनाम
(1) श्री लभू राम, (2) सत्यनारायण पिसरान त्रलोक सिंह उर्फ

त्रलोक नाथ, (3) शिव राम, (4) देव राज, (5) कृष्ण दास, (6) प्रवीण चन्द पिसरान सूज पुत्र साहबदित्त, साकिन चाहड़ी, तहसील व जिला कांगड़ा ..मसूलइलम।

दरखास्त बराए तकसीम अराजी खाता नं० 9, खतीनी नं० 47, 48, 49 ख० नं० 179, 413, 435, 436, 487, 489, 488 किता 7 रकबा 0-44-83, वाक्या महाल दुगां, तहसील व जिला कांगड़ा।

उपरोक्त विषय के सम्बन्ध में लिखा जाता है कि श्री संजय कुमार वनाम लभू राम आदि के नाम कई बार समन जारी किए गए परन्तु उनका न पता मिल रहा है और न ही तामील हो रही है। इसलिए अदालत को पूर्ण विश्वास हो चुका है कि उनकी तामील आसान तरीका से न हो सकती है। अतः उन्हें इशतहार द्वारा सूचित किया जाता है कि वे बराए पैरवी मुकद्दमा उपरोक्त हमारी अदालत में अमालतन या वकालतन मिति 4-8-84 को हाजिर आवें। गैर हाजिरी की सूरत में कार्रवाई एक तरफा अमल में लाई जावेगी।

आज दिनांक-----को मेरे हस्ताक्षर व मोहर अदालत द्वारा जारी हुआ।

मोहर। गिरधारी लाल शर्मा,
सहायक कुर्नेक्टर,
द्वितीय श्रेणी।

बयदालत श्री जी० एल० शर्मा, तहसीलदार साहिब ए० सी० II ग्रेड,
कांगड़ा

कैस नं० 129/83 बराए तकसीम

संजय कुमार वनाम लभू राम

(1) श्री संजय कुमार पुत्र वृजलाल, (2) गायत्री देवी विधवा वृज लाल, वासी चाहड़ी, तहसील व जिला कांगड़ा ..साइलान।

वनाम
(1) श्री लभू राम, (2) सत्यनारायण पिसरान त्रलोक नाथ, वासी चाहड़ी, तहसील व जिला कांगड़ा ..मसूलइलम।

दरखास्त बराए तकसीम अराजी खाता नं० 8 खतीनी नं० 45/46 ख० नम्बर हाल 127-277-278-401 किता 5 रकबा 0-32-55 वाक्या महाल दुगां, तहसील व जिला कांगड़ा।

उपरोक्त विषय के सम्बन्ध में लिखा जाता है कि श्री संजय वनाम श्री लभू राम आदि के नाम कई बार समन जारी किए गए परन्तु उनका न पता मिल रहा है और न ही तामील हो रही है। इसलिए अदालत को पूर्ण विश्वास हो चुका है कि उनकी तामील आसान तरीका से न हो सकती है। अतः उन्हें इशतहार द्वारा सूचित किया जाता है कि वे बराए पैरवी मुकद्दमा उपरोक्त हमारी अदालत में अमालतन या वकालतन मिति 4-8-1984 को हाजिर आवें। गैर हाजिरी की सूरत में कार्रवाई एक तरफा अमल में लाई जावेगी।

आज दिनांक.....को मेरे हस्ताक्षर व मोहर अदालत द्वारा जारी हुआ।

मोहर। जी० एल० शर्मा,
ए० सी० II ग्रेड, कांगड़ा।

बयदालत श्री संजय शर्मा, सब-रजिस्ट्रार, पालमपुर, तहसील पालमपुर,
जिला कांगड़ा

Case No. 24/1983

तारीख पेक्षा 30-7-84

श्री धर्म सिंह पुत्र पजू राम, साकिन टीका मछलियाना, मोजा सुलह, तहसील पालमपुर।

वनाम
सबं जन०।

मुकद्दमा उपरोक्त में श्री धर्म सिंह ने एक प्रार्थना पत्र जेर धारा 40/41 ऐक्ट रजिस्ट्री गुजारा है कि पजू वन्द मीनू राम, साकिन मछनेना, मोजा सुलह, तहसील पालमपुर ने एक वसीयतनामा तिथि

4-9-83 को तहरीर करवाया है जिस को सायल रजिस्टर्ड करवाना चाहता है। अतः बजरिया इश्तहार आम जनता को सूचित किया जाता है कि यदि किसी को इस वसीयत की रजिस्ट्री करने में एतराज हो तो वह अपना उजर असालतन या वकालतन अदालत हजा में तिथि 30-7-84 को हाजर होकर कर सकता है अन्यथा कार्यवाही हम्ब जावता अमल में आवेगी।

आज 28-6-84 को यह नोटिस मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

संजय शर्मा,
सब-रजिस्ट्रार,
पालमपुर।

व अदालत श्री संजय शर्मा, सब-रजिस्ट्रार, पालमपुर, तहसील पालमपुर, जिला कांगड़ा

प्रार्थना-पत्र श्रीमती रुषी देवी विधवा श्री अजीत सिंह, साकिन लदोह, तहसील पालमपुर, जिला कांगड़ा u/s 40/41 Indian Regn. Act बराए रजिस्ट्री करने वसीयत नामा।

बनाम

आम जनता

व मुकद्दमा उपरोक्त श्रीमती रुषी देवी ने एक प्रार्थना-पत्र जेर धारा 40/41 ऐक्ट रजिस्ट्री बराए रजिस्ट्री श्री अजीत सिंह पुत्र श्री पीहजा, साकिन लदोह, तहसील पालमपुर ने गुजारी है। अतः हर खास व आम को बजरिया इश्तहार द्वारा सूचित किया जाता है कि यदि किसी को इस वसीयत की रजिस्ट्री करने में कोई उजर हो तो वह अपना उजर असालतन या वकालतन अदालत हजा में तिथि 30-7-84 को हाजर हो कर पेश कर सकता है अन्यथा कार्यवाही एक तरफा अमल में लाई जावेगी।

आज 26-6-84 को यह नोटिस मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

संजय शर्मा,
सब-रजिस्ट्रार, पालमपुर।

व अदालत जनाव सहायक समाहर्ता द्वितीय श्रेणी, शिमला, तहसील व जिला शिमला

इश्तहार जेर धारा 21, रूल 5 जावता दिवानी

श्री माहु राम पुत्र श्री कांशी राम, निवासी मौजा पुरानी कोटी, परगना धारटी, तहसील शिमला

..प्रार्थी।

बनाम

श्री खुदा बक्श पुत्र श्री मौलवी सईद अहमद पुत्र श्री अबदुला, निवासी मौजा पुरानी कोटी, परगना धारटी, तहसील व जिला शिमला।

दरखास्त बराये दस्तुती इन्द्राज कास्त अराजी ख 0 नं 0 27 तथा 28 तादावी 28-12 बीधा मौजा पुरानी कोटी, तहसील शिमला।

मुकद्दमा उपरोक्त में प्रतिवादी श्री खुदा बक्श पुत्र मौलवी सईद अहमद को अदालत द्वारा समन जारी किया गया परन्तु इस रिपोर्ट के साथ वापस आया है कि वह 1947 से पड़े पाकिस्तान चला गया है। इस प्रकार उसकी तामील होनी बाजिब नहीं जान पड़ती। प्रतिवादी को अब इश्तहार जेर धारा 21, रूल 5 जावता दिवानी जारी किया जा कर सूचित किया जाता है कि वह कहीं स्वयं पड़े तो वह मुकद्दमा की पैरवी के लिए मिति 17-8-84 बक्क 10 बजे असालतन व वकालतन जवाब देही हाजर आवे। बसूरत गैर हाजरी कार्यवाही एक तरफा अमल में लाई जावेगी।

आज 28 जून, 1984 को मेरे हस्ताक्षर व मोहर सहित जारी किया गया।

हस्ताक्षरित/-
सहायक समाहर्ता द्वितीय श्रेणी, शिमला।

अदालती इश्तहार आर्डर 5 रूल 20 सी 0 पी 0 सी 0

अज सरीयता श्री के 0 सी 0 दत्ता तहमीलदार, मोनन

विषय:-वसीयतनामा प्रोवेट करवाने हेतु श्री जगदीश चन्द, मित्तल भवन, सोलन का प्रार्थना-पत्र।

उपरोक्त विषय में बजरिया इश्तहार सूचना दी जाती है कि राधानाल पुत्र श्री बनारसी दाम, निवासी सोलन ने जिम के कि दो लड़के व पांच लड़कियां हैं व जो फौन हो चुका है ने जो वसीयतनामा दिनांक 3-12-79 को अपने लड़कों के नाम तहरीर करवाया है इस वाग यदि किसी को कोई एतराज हो तो वह यह एतराज लिखित रूप में या जवानी तोर पर दिनांक 30-7-1984 से पूर्व अदालत हजा में पेश करें।

आज दिनांक 21 जून, 1984 को हमारे दस्तखत व मोहर अदालत से जारी हुआ।

मोहर।
हस्ताक्षरित/-
तहमीलदार सोलन, जिला मोनन।

व अदालत जनाव सहायक समाहर्ता द्वितीय वर्ग, मुजानपुर टीरा

मुकद्दमा दस्तुती इन्द्राज

अमरु बनाम रत्न चन्द।

वावत भूमि खाता नं 0 43 मिन खतीनी नं 0 53 मिन खमरा नम्बरान 268-270-306-515/1 किता 4 रकबा 3-9 जमई 0.69 वाक्या टीका बगेहड़ा बूहला, मौजा बीड़ बगेहड़ा, उप-तहसील मुजानपुर टीरा, जिला हमीरपुर अनुसार जमाबन्दी 1982-83।

नोटिस बनाम:- श्री रत्न चन्द पुत्र ख्याली राम पुत्र दयाला, वासी बगेहड़ा बूहला, मौजा बीड़ बगेहड़ा, उप-तहसील मुजानपुर, जिला हमीरपुर।

उपरोक्त मुकद्दमा उनवान वाला में मनुलअलह की तामील साधारण तरीका से घर पर न हो रही है। इसलिये इस इश्तहार द्वारा मनुलअलह को सूचित किया जाता है कि वह असालतन या वकालतन दिनांक 1-8-84 को प्रातः 10 बजे हाजिर अदालत आकर मुकद्दमा की पैरवी करे। बसूरत अनुपस्थिति में दीगर कार्यवाही अमल में लाई जावेगी।

यह इश्तहार आज दिनांक 2-7-84 को मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

मोहर।
हस्ताक्षरित/-
सहायक समाहर्ता द्वितीय वर्ग, मुजानपुर।

व अदालत श्री सीता राम शर्मा, सहायक समाहर्ता द्वितीय श्रेणी, तहसील सदर मण्डी, हिमाचल प्रदेश

मिसल नं 0 42

व मुकद्दमा: श्री नरेण सिंह पुत्र रन्वु, निवासी डन्डाल, तहसील सदर, जिला मण्डी।

..प्रार्थी।

बनाम

सर्वश्री कर्म सिंह, मोहन सिंह पुत्रगण व श्रीमती कातकी देवी विधवा गैण्डा, रमेश चन्द पुत्र व मु 0 माचली पुत्री तथा मु 0 जिन्दी विधवा कन्हु, मस्त राम, जेर सिंह, लाला पुत्रगण रन्वु, मु 0 इन्दर पुत्री रन्वु, मु 0 कौली, मु 0 मोती पुत्रियां धुगलू, मु 0 सुन्दरी विधवा रन्वु, अलखू पुत्र व मु 0 सोंजी पुत्री डागी, दत्तराम, टेक चन्द, रुकमणी माता खुद संरक्षिका, श्रीमती गीनो पत्नी सेवक, मु 0 विद्या पत्नी हेम चन्द, निवासी हारट, मु 0 हिमा पत्नी सीमा, निवासी रोपड़ा, मु 0 माया पत्नी मेस राम, निवासी रोपड़ा, निला पुत्री सेवक, निवासी सरवाल, मु 0 सोंजी पत्नी हरी सिंह, निवासी सुब्बवाल व गिनों विधवा सेवक निवासीगण डन्डाल, तहसील सदर, मण्डी, हिमाचल प्रदेश

..प्रत्यार्थीगण।

दरखास्त तकसीम अराजी बाक्या मुहाल धनियारा/75, तहसील सदर, जिला मण्डी, हिमाचल प्रदेश।

मुकदमा उनबान वाला में फरीक दोयम तामील करने से गुरेज करते हैं। अदालत से फरीक दोयम को अनेक बार समन द्वारा तत्व किया जा चुका है लेकिन वह जानबूझ कर तामील समन से गुरेज करते हैं। इसलिए अदालत हजा को पूरा यकीन हो चुका है कि प्रत्यार्थीगण पर साधारण तौर से तामील होनी असम्भव है। इसलिए फरीक दोयम को बजरिया इशतहार सूचित किया जाता है कि वे दिनांक 28-7-84 को अदालतन या वकालतन हाजर होकर पैरवी मुकदमा करें। वसूरत दीगर उनके खिलाफ कार्यवाही एकरफा अमल में लाई जावेगी।

आज दिनांक 19-6-84 को हमारे हस्ताक्षर व मोहर द्वारा अदालत से जारी हुआ।

मोहर।

सीता राम शर्मा,
सहायक समाहर्ता, द्वितीय श्रेणी,
तहसील सदर मण्डी, जिला मंडी।

व अदालत श्री सीता राम शर्मा, सहायक समाहर्ता द्वितीय श्रेणी,
तहसील सदर मण्डी, हिमाचल प्रदेश।

मिसल नं 0 43

व मुकदमा:-श्री नरेण सिंह पुत्र रन्चु, निवासी डन्डाल, तहसील सदर,
जिला मण्डी प्रार्थी

वनाम

मवंशी कर्म सिंह, मोहन सिंह पुत्रगण तथा मु० कातकी विधवा सैण्डा,
रमेश चन्द पुत्र व मु० माचली पुत्री तथा मु० जिन्दी विधवा कन्हू, मस्त
राम, शेर सिंह, लाला पुत्रगण रन्चु, भलख पुत्र व मु० सोजी पुत्री डागी,
दत्तराम, टेक चन्द, रुकमणी माता खुद संरक्षिका, श्रीमती गोनी विधवा
सेवक, मु० विद्या पत्नी हेम चन्द, निवासी हारट, मु० हिमा पत्नी खीमा,
निवासी रोपड़ा, मु० माया पत्नी मेस राम, निवासी रोपड़ा, निला पुत्री सेवक
निवासी सरवाल, मु० सोजी पत्नी हरी सिंह, निवासी सुब्बवाल व गिनी,
विधवा सेवक, निवासीगण डन्डाल, तहसील सदर, जिला मण्डी, हिमाचल
प्रदेश प्रत्यार्थीगण।

दरखवास्त तकसीम अराजी वाक्या मुहाल धनियारा/75, तहसील सदर,
जिला मण्डी, हिमाचल प्रदेश।

मुकदमा उनबान वाला में फरीकदोयम तामील करने से गुरेज करते हैं। अदालत से फरीकदोयम को अनेक बार समन द्वारा तत्व किया जा चुका है लेकिन जानबूझ कर तामील समन से गुरेज करते हैं। इसलिए अदालत हजा को पूरा विश्वास हो चुका है कि प्रत्यार्थीगण पर साधारण तौर से तामील होनी असम्भव है। इसलिए फरीकदोयम को बजरिया इशतहार सूचित किया जाता है कि दिनांक 28-7-84 को अदालतन या वकालतन हाजर अदालत होकर पैरवी मुकदमा करें वसूरत दीगर उनके खिलाफ कार्यवाही एकरफा अमल में लाई जावेगी।

आज दिनांक 19-6-84 को हमारे हस्ताक्षर व मोहर द्वारा अदालत से जारी हुआ।

मोहर। सीता राम शर्मा,
सहायक समाहर्ता द्वितीय श्रेणी,
तहसील सदर मण्डी हिमाचल प्रदेश।

न्यायालय तहसीलदार एवं सहायक समाहर्ता द्वितीय श्रेणी, ऊना, जिला ऊना

प्रीतम चन्द उर्फ प्रीतम दाम वनाम चरण दाम बगैरा।

विषय:-नमदीक इन्तकाल नं० 3769 वाक्या मौजा ईशपुर, हदबस्त नं० 196, तहसील व जिला ऊना मकफूद-उल-खवरी श्री प्रीतम चन्द उर्फ प्रीतम दाम वनाम चरण दाम आदि निवासी-गण मौजा ईशपुर, तहसील व जिला ऊना।

मुन्दरजा उन तबाला में पाया गया है कि श्री प्रीतम चन्द उर्फ प्रीतम दाम पुत्र रनिया, निवासी ईशपुर, तहसील व जिला ऊना अरसा 20 साल से लापता है, उसका इन्तकाल नं० 3769 वाक्या मौजा ईशपुर इन्तकाल मकफूद-उल-खवरी बहक चरण दाम, तरसेम लाल, सोहन लाल, शाम लाल पुवान, श्रीमती चरणो देवी पुत्री व श्रीमती सावित्री विधवा, प्रीतम चन्द उर्फ प्रीतम दाम पुत्र रनिया, बहिस्ता बराबर के नाम दर्ज है और ज़ेर फैसला है। श्री प्रीतम चन्द उर्फ प्रीतम दाम अरसा 20 साल से लापता है और उस की कोई जानकारी न है जिससे जाहिर होता है कि उसकी मृत्यु हो चुकी होगी। अतः इशतहार हजा द्वारा सूचित किया जाता है कि यदि किसी को प्रीतम चन्द उर्फ प्रीतम दाम के बारे में पता हो तो वह तसदीक इन्तकाल में अपना उजर एतराज तिथि 6-8-1984 को या इससे पहले अदालतन या वकालतन हाजर अदालत आकर पेश कर सकता है इसके बाद कोई उजर, एतराज काबले समायत न होगा। और इन्तकाल बहक उक्त चरण दाम आदि के नाम तसदीक कर दिया जावेगा।

आज दिनांक 2-7-1984 को मेरे हस्ताक्षर व मोहर अदालत से जारी किया गया।

मोहर।

हस्ताक्षरित/-
सहायक समाहर्ता द्वितीय श्रेणी, ऊना।

HIMACHAL PRADESH UNIVERSITY (CONDUCT BRANCH)

NOTIFICATION

Shimla-5, the 19th June, 1984

No. 4-7/83-HPU (Conduct).—Shanti Gandhi daughter of Sh. H. R. Gandhi, Regd. No. 81-CC MN-73 has been allowed to change her name Shanti Gandhi to Shanti Bhatnagar. In future her name in the University record will be shown as Shanti Bhatnagar.

B. R. SHARMA,
Assistant Registrar (Exam'n.),
H. P. University, Shimla-5.

CHANGE OF NAME

I, Jhanthu Ram s/o Shri Chharandu Ram, Village Kand Gwal, Post Office Gwal Tikkar, Tehsil Baijnath, District Kangra, Himachal Pradesh, have changed my name to Satish Kumar.

L/NK SATISH KUMAR,
No. 1264319-F
114/32, FD Regt.
c/o 56 APO.

CHANGE OF NAME

I, Marhaju Devi w/o Sh. Pardhan Singh, Village Tikru, P. O. Sanghol, Tehsil Palampur, District Kangra (H. P.) working in Directorate of Animal Husbandry H. P., Shimla have changed my name from Smt. Marhaju Devi w/o Shri Pardhan Singh to Smt. Raj Kumari, therefore, I may be known as Smt. Raj Kumari in future.

MARHAJU DEVI,
Clerk,
C/o the Directorate of Animal Husbandry,
Himachal Pradesh, Shimla.

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

सन्ध

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

सन्ध

अनुपूरक
(देखिये पृष्ठ 908-911)

PART II

INDUSTRIES DEPARTMENT

FORM 'Q'

Chamba, the 1st June, 1984

No. Ind. (Loans) 369/2869-2872.—Whereas a notice was served on Shri Nidhia Ram s/o Shri Bisheshar Dass, Village Mucheri, Post Office Chamba, Tehsil Chamba, District Chamba, Himachal Pradesh on 30-8-1983 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon the said Shri Nidhia Ram to pay to me the sum of Rs. 1443 + Rs. 894/- interest before 15-9-1983 and whereas the said sum has not been paid, I hereby declare that the sum of Rs. 7157/- plus interest Rs. 939/- is due upto 3/83 from the said Shri Nidhia Ram and that the property described in the attached Schedule is liable for the satisfaction of the said debt.

SCHEDULE

All assets present and to be hereinafter acquired by the loanee whether the said assets are now or in future in his name including book debts, stocks, shares and premises, machinery and equipment whether existing or to be purchased with the aid of loan or a part thereof and any other personal security of the loanee or sureties land comprised of 4 Bighas 10 Biswas situated at Mohal Mugla, Tehsil Chamba, District Chamba comprised of Khasra No. 265/1, 265/2 Khatauni No. 166/263 belonging to Shri Nidhia Ram s/o Shri Bisheshar Dass, village Mucheri, P.O. Chamba.

Sd/-

General Manager, District Industries Centre,
Chamba, H. P.

DECLARATION UNDER SECTION 24 OF THE H.P. STATE AID TO INDUSTRIES ACT, 1971

Dharamshala, the 13th March, 1984

No. Ind. (Loans) L/DIO/1760/5068.—Whereas a notice was served on Shri Munshi Ram s/o Shri Jagat Ram, Cart Road, Dharamshala, at present Village Machhalia, Village and P.O. Sullah, Tehsil Palampur, District Kangra on 27-5-76 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon said Shri Munshi Ram to pay to me the sum of Rs. 500 + Rs. 220 as interest with interest thereon @ 9% per annum from 30-3-75 till date of final payment and whereas the said sum has not been paid in full, I hereby declare that the sum of Rs. 1834 + Rs. 2600 as interest with further interest thereon @ 9% per annum from 30-3-83 till date of final payment is due from the said Shri Munshi Ram and that the property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

All assets present and to be hereinafter acquired by the loanee whether the said assets are now or in future in his name, including book debts, stocks, shares and premises, machinery and equipment whether existing or to be purchased with the aid of loan or apart thereof and any other personal security of the loanee or sureties s/Shri Rikhi Ram and Rono Devi.

S. D. S. JASWAL,
General Manager,

District Industries Centre,
Kangra at Dharamshala.

DECLARATION UNDER SECTION 24 OF THE H.P. STATE AID TO INDUSTRIES ACT, 1971

Dharamshala, the 13th March, 1984

No. Ind. (Loans) L/DIO/1761/5082.—Whereas a notice was served on Shri Attar Singh s/o Shri Sohan Singh, Village Bhatti, P. O. Bhawarna, Tehsil Palampur, District Kangra on 29-10-74 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon the said Shri Attar Singh to pay to me the sum of Rs. 2000 + Rs. 275 as intt. with interest thereon @ 9% per annum from 30-3-1972 till date of final payment and whereas the said sum has not been paid in full, I hereby declare the sum of Rs. 2000/- + Rs. 2700/- as intt. with further interest thereon @ 9% per annum from

30-3-83 till date of final payment is due from the said Shri Attar Singh and that the property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

All assets present and to be hereinafter acquired by the loanee whether the said assets are now or in future in his name including book debts, stocks, shares and premises, machinery and equipment whether existing or to be purchased with the aid of loan or a part thereof and any other personal security of the loanee or sureties.

S. D. S. JASWAL,
General Manager,
Distt. Industries Centre,
Kangra at Dharamshala.

PUBLICATION UNDER SECTION 24 OF THE ACT

Mandi, the 15th June, 1984

No. Ind/Loan/LP/5248-51.—Whereas a notice was served to M/s. Hitkari Industrial Co-operative Society, Chauntra, Village and Post Office Chauntra, District Mandi, Himachal Pradesh on 7-3-84 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon the said society to pay to me the sum of Rs. 123.60 Prin. only before 7-4-84 and whereas the said sum has not been paid, I hereby declare that the sum of Rs. 123.60 + interest is due from said M/s Hitkari Industrial Society and that the property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

All assets present and to be hereinafter acquired by the loanee whether the said assets are now or in future in his name including book debts, stocks, shares and premises, machinery and equipment whether existing or to be purchased with the aid of loan or a part thereof and any other personal security of the loanee or five times the liability of the members.

A. S. SALUJA,
General Manager,
District Industries Centre, Mandi,
District Mandi, H.P.

PUBLICATION UNDER SECTION 24 OF THE ACT

Mandi, the 30th June, 1984

No. Ind./Loan/LP/5567-70.—Whereas a notice was served on Shri Sohan Singh s/o Shri Tej Singh, Village and P. O. Jach (Chachyot), District Mandi (H.P.) on 21-3-84 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon the said Shri Sohan Singh to pay to me the sum of Rs. 1000.00 before 6-4-83 and whereas the said sum has not been paid, I hereby declare that the sum of Rs. 1000.00 + Intt. + P.I. is due from said Shri Sohan Singh and that the property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

All assets present and to be hereinafter acquired by the loanee whether the said assets are now or in future in his name including book debts, stocks, shares and premises, machinery and equipment whether existing or to be purchased with the aid of loan or a part thereof and any other personal security of the loanee or land comprised in Khasra No. 501 situated in V. jach, P.O. Jhungi & House double storyed consisting 6 rooms standing in Khasra No. 501, V.P.O. Jach, belonging to Shri Sohan Singh s/o Shri Tej Singh.

A. S. SALUJA,
General Manager,
District Industries Centre,
Mandi district, Mandi (H.P.).

DAILY RAINFALL RECORDED IN HIMACHAL

District and Station	1st	2nd	3rd	4th	5th	6th	7th	8th	9th	10th	11th	12th	13th	14th	15th	16th	17th	18th	19th
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
Bilaspur :																			
Sadar	7.8	1.2	38.2	2.0	—	—	—	—	3.2	—	—	4.0	1.6	—	—	3.2	4.0	1.2	—
Ghumarwin	N	N	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Raghuatpura	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Bilaspur Obs.	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Chamba :																			
Chamba	—	—	3.0	1.8	2.0	—	12.0	8.6	2.0	1.0	10.2	2.0	43.8	—	4.1	—	—	—	—
Sabu	—	—	4.0	6.0	34.2	6.2	18.0	40.4	27.2	—	6.0	—	31.0	22.4	22.6	3.4	—	—	—
Chhatrari	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Bhandal	—	—	—	11.0	23.0	5.0	—	—	34.0	32.0	13.0	—	—	—	—	—	—	—	—
Chowari	N	O	T	23.4	20.4	24.4	A	V	A	I	L	20.5	141.2	4.4	—	—	—	14.2	—
Bathri	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Kal atop	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Bharmaur	5.2	3.2	4.3	5.1	3.2	4.1	5.2	10.2	20.3	—	—	—	2.1	2.1	—	1.0	—	—	—
Tissa	—	—	—	4.9	20.0	10.0	8.9	20.0	25.0	—	4.5	—	6.4	2.2	—	—	—	—	—
Bhanota	—	—	—	—	—	—	15.0	—	A	I	L	—	17.0	—	—	—	10.0	—	—
Kilar	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Hamirpur :																			
Hamirpur	—	—	5.0	—	5.0	—	—	—	74.0	—	1.0	7.0	—	6.0	7.0	—	—	—	—
Kangra :																			
Dehra	—	—	—	0.4	0.4	—	—	—	—	—	—	—	2.0	—	16.2	8.0	—	—	—
Kangra	13.0	24.6	47.8	13.0	6.8	7.6	1.8	82.8	14.0	—	—	23.4	65.0	8.0	—	25.2	—	—	—
Nurpur	N	O	T	6.1	25.2	—	A	V	A	I	L	6.0	16.1	8.1	—	—	—	—	—
Dharamshala	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Palampur	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Kulu :																			
Kulu	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Banjar	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Kinnaur :																			
Nichar	2.0	—	—	—	—	—	—	—	24.0	2.0	—	—	—	—	—	—	—	—	—
Kilba	—	4.4	—	4.0	3.2	5.8	—	2.6	19.8	—	—	—	—	—	2.2	9.4	1.0	—	—
Sangla	2.8	—	2.0	5.0	5.3	5.4	—	16.4	—	—	—	—	—	7.8	4.8	—	—	—	—
Kalpa	—	0.8	—	—	0.1	2.0	5.0	0.7	14.0	—	—	—	—	—	—	8.0	—	—	—
Purbani	—	—	—	—	—	1.0	2.0	—	8.2	—	—	—	—	—	—	6.2	—	—	—
Lahaul and Spiti :																			
Keylong	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Kaza	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Shimla :																			
Rampur	N	O	T	15.0	5.5	35.5	30.0	10.0	6.5	1.5	6.5	—	—	—	15.0	—	—	—	—
Rohru	—	7.8	30.4	14.4	11.6	28.6	29.4	12.6	4.9	1.6	1.6	0.8	—	—	13.0	2.8	—	—	—
Jubbal	—	—	10.0	9.3	—	19.0	16.0	13.5	2.9	—	5.3	6.4	—	—	20.0	—	—	—	—
Chopal	3.0	—	25.0	10.0	10.0	35.0	35.0	15.0	15.0	—	—	18.0	—	—	40.0	—	—	—	—
Theog	5.0	12.5	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Kumarsain	N	O	T	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Junga	5.5	—	45.0	12.5	5.5	8.5	—	2.5	4.0	10.0	—	20.0	—	2.5	25.5	20.0	—	—	—
Kasumpti	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Suni	—	4.2	11.6	10.0	0.7	0.1	—	2.4	1.2	—	—	10.0	—	—	3.2	6.5	—	—	—
Kotkhari	N	O	T	16.2	11.4	34.0	34.4	32.4	14.2	—	—	—	—	—	35.4	9.0	—	—	—
Khadrala	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Bashla	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Shillaroo	—	30.5	22.5	5.5	3.0	2.0	1.5	12.0	10.5	2.0	—	5.0	—	—	8.5	5.5	4.5	—	—
Parala	—	29.5	22.0	5.7	3.7	2.7	1.5	14.0	9.5	1.5	—	4.0	—	—	11.5	6.5	4.7	—	—
Kotgarh	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Phancha	N	O	T	—	—	—	A	V	A	I	L	A	B	L	E	—	—	—	—
Masbobra	6.6	—	48.8	13.6	5.8	8.6	—	2.2	4.5	10.4	—	19.4	—	1.4	22.6	19.6	—	—	—

In Millimeters

[illegible]

DAILY RAINFALL RECORDED IN HIMACHAL

District and Station	1st	2nd	3rd	4th	5th	6th	7th	8th	9th	10th	11th	12th	13th	14th	15th	16th	17th	18th	19th
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
Mandi:																			
Sadar	N	O	T				A	V	A	I	L	A	B	L	E				
Jogindernagar	5.0	—	15.0	3.0	75.0	7.0	5.0	15.0	30.0	—	7.0	20.0	85.0	56.0	—	10.0	2.0	8.0	—
Sarkaghat	3.0	15.0	2.0	—	2.0	—	—	30.0	—	—	—	11.0	13.0	—	42.0	—	3.0	—	—
Chachiot	6.0	47.1	17.3	1.2	1.2	1.6	—	8.4	12.4	—	46.2	4.1	2.0	47.3	48.0	—	10.4	—	—
Sundernagar	—	—	71.1	17.0	—	0.3	2.2	—	2.2	—	—	26.0	3.0	—	60.2	1.1	—	—	—
Karsog	—	—	41.0	4.3	1.4	3.0	1.0	6.0	4.0	2.0	1.0	12.0	—	10.0	22.0	1.0	—	—	—
Bhangrotu	N	O	T				A	V	A	I	L	A	B	L	E				
Jhuni	4.6	11.4	—	42.4	98.6	22.4	12.2	—	—	—	—	11.2	8.4	6.2	13.4	24.2	—	—	11.2
Kataula	—	—	17.6	1.0	7.4	2.0	—	9.6	5.2	—	10.0	46.5	51.0	14.0	6.8	6.2	—	—	—
Panjain	N	O	T				A	V	A	I	L	A	B	L	E				
Janjehli	N	O	T				A	V	A	I	L	A	B	L	E				
Mandi Obs.	N	O	T				A	V	A	I	L	A	B	L	E				
Solan:																			
Nalagarh	N	O	T				A	V	A	I	L	A	B	L	E				
Solan	—	5.8	26.0	27.7	—	0.4	—	1.9	1.2	—	6.2	1.5	0.4	2.0	22.0	1.0	0.2	7.4	—
Kasauli	9.2	11.0	71.4	15.6	1.0	1.8	62.4	1.2	3.8	—	—	5.2	5.4	2.8	—	42.0	—	8.6	14.6
Arki	—	—	20.0	4.0	—	—	—	—	—	—	26.0	—	—	8.0	11.0	—	—	—	—
Kandaghat	—	3.0	24.2	10.1	—	—	12.1	—	2.0	—	—	23.2	3.0	0.4	29.6	14.4	—	4.8	—
Sirmaur:																			
Nahan	N	O	T				A	V	A	I	L	A	B	L	E				
Paonta	—	—	—				A	V	A	I	L	A	B	L	E				
Renuka	20.0	98.0	17.0	3.0	13.0	8.0	5.0	28.0	9.0	26.0	2.0	—	5.0	4.0	16.0	—	—	—	—
Pachhad	—	10.4	161.0	21.4	—	4.4	—	—	35.0	—	10.6	2.0	—	1.6	10.4	—	—	—	—
Bagthan	—	—	—				A	V	A	I	L	A	B	L	E				
Dhaura Kuan	N	O	T				A	V	A	I	L	A	B	L	E				
Dadupur	—	1.0	55.0	25.0	39.0	4.0	—	—	6.0	—	25.0	6.0	—	10.0	8.0	9.0	—	46.0	—
Una:																			
Una	1.8	1.0	—	—	—	1.5	—	—	2.5	—	—	—	—	2.5	2.0	—	1.0	2.0	—

In Millimeters

Sd/-
Director, Land Records,
Himachal Pradesh.

